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Pennsylvania. Laws, statutes, etc.
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LAWS

OF THE

GENERAL ASSEMBLY

OF THE

COMMONWEALTH OF PENNSYLVANIA

PASSED AT THE

SESSION OF 1907,

IN THE

ONE HUNDRED AND THIRTY-FIRST YEAR OF INDEPENDENCE,

TOGETHER WITH

A Proclamation by the Governor, declaring that he has filed certain Bills in the office of the Secretary of the Commonwealth with his objections thereto.

BY AUTHORITY.

HARRISBURG, PA.:
HARRISBURG PUBLISHING CO., STATE PRINTER.
1907.



LAWS

OF THE

COMMONWEALTH OF PENNSYLVANIA.

No. 1.

AN ACT

Enlarging the powers of county commissioners to erect county bridges; empowering them to erect and construct new bridges whenever the existing bridge or bridges are not sufficient, for any cause, to accommodate the public travel.

Section 1. Be it enacted, &c., That whenever it shall appear to the commissioners of any county that any county bridge, heretofore, or hereafter to be, erected or constructed, is not sufficient for any cause to accommodate the public travel, it shall be lawful for the said commissioners to erect and construct a new and sufficient bridge to take the place of the then existing bridge: County bridges. Provided, however, That said commissioners first have the approval of the court of quarter sessions and of the grand jury of the proper county. Proviso. The said new bridge when constructed shall be a county bridge.

APPROVED—The 14th day of February, A. D. 1907.

EDWIN S. STUART.

(3)

347780

AN ACT

To provide for an additional law judge of the several courts of the thirty-second judicial district.

Judiciary.

Delaware county.

Additional law judge.

Thirty-second judicial district.

Section 1. Be it enacted, &c., That in addition to the judges provided for in an act, entitled "An act to designate the several judicial districts of the Commonwealth, as required by the Constitution, and to provide for the election, appointment, and commissioning of judges, learned in the law, for the said districts, in cases where such judges are not provided for by existing law," approved the eighteenth day of July, Anno Domini one thousand nine hundred and one, an additional law judge is hereby authorized and provided for the several courts of the thirty-second judicial district, who shall possess the same qualifications which are required by the Constitution and laws for the president judge of said district, and who shall hold his office for a like term and by the same tenure, and shall have the same power, authority and jurisdiction, and shall be subject to the same duties, restrictions and penalties, and shall receive the same compensation provided by law for judges, learned in the law, as if the said office had been established at the time of, and subject to the provisions of, an act, entitled "An act to fix the salaries of the judges of the supreme court, the judges of the superior court, the judges of the courts of common pleas, and the judges of the orphans' courts," approved the fourteenth day of April, Anno Domini one thousand nine hundred and three.

Powers and duties.

Section 2. Either of the judges of the said thirty-second judicial district shall have authority to execute all the powers and perform all the duties now conferred by the Constitution and laws upon the president judge of said district, and shall have equal jurisdiction.

Reserved questions of law.

Section 3. It shall be lawful for any one of said judges to reserve questions of law, which may arise on the trial of a cause, for the consideration of both of said judges, sitting together; and if the said judges shall disagree on any question reserved, as aforesaid, the opinion of the judge before whom the cause was tried shall stand as the judgment of the court; and either party shall have a right to a bill of exceptions to the opinion of the court, as if the point had been ruled and decided on the trial of the cause; and in all other matters that shall be heard before both of said judges, in case of their disagreement, the decision of the president judge shall stand as the judgment of the court.

Exceptions.

Section 4. At the next general election after the

passage of this act, the qualified electors of the said thirty-second judicial district shall elect, in the manner prescribed by law for the election of president judge, a competent person, learned in the law, to serve as said additional law judge in said district from the first Monday in January, Anno Domini one thousand nine hundred and eight, for a term of ten years. Vacancies in the office hereby created, whether caused by death, resignation, expiration of term, or otherwise, shall be filled in the same manner as is required by law in case of a similar vacancy in the office of president judge.

Election.

Vacancies.

Section 5. The judge in said district whose commission shall first expire shall be the president judge thereof, except where the president judge shall be re-elected, in which case he shall continue to be president judge.

President judge.

Section 6. The Governor is hereby authorized, by and with the consent of the Senate, to appoint some competent person, learned in the law, as additional law judge of said thirty-second district until the first Monday in January succeeding the next general election.

Appointment.

APPROVED—The 28th day of February, A. D. 1907.

EDWIN S. STUART.

No. 3.

AN ACT

Making an appropriation for the payment of salaries of deputy prothonotaries, criers, tipstiffs, and clerks in the several districts of the Supreme Court of Pennsylvania, for the years nineteen hundred and five and nineteen hundred and six, which was inadvertently omitted in the general appropriation act of nineteen hundred and five.

Section 1. Be it enacted, &c., That the sum of thirty-one thousand six hundred and eighty dollars and ninety cents (\$31,680.90) be and the same is hereby appropriated, or so much thereof as may be necessary, for the payment of State warrants issued by the Auditor General to deputy prothonotaries, clerks, criers, and tipstiffs of the several districts of the Supreme Court of Pennsylvania, and also to pay said salaries until the close of the present fiscal year, as required by act number two hundred and eleven, passed by the last Legislature, and approved April twenty-fourth, nineteen hundred and five, and by act number two hundred and thirty-five of the last Legislature, approved May fourth, nineteen hundred and five. All of said salaries shall be paid monthly, by warrants issued on the first of each month.

Appropriation.

Salaries of Supreme Court officers, employees, etc.

APPROVED—The 5th day of March, A. D. 1907.

EDWIN S. STUART.

No. 4.

AN ACT

Amending section two of the act, entitled "An act for the relief of wives and children, deserted by their husbands and fathers, within this Commonwealth," approved the thirteenth day of April, Anno Domini one thousand eight hundred and sixty-seven, by authorizing and empowering courts to fix the allowance for the support of wives and children, without limitation as to the amount thereof.

Desertion of
wives and chil-
dren.

Section 1. Be it enacted, &c., That section two of the act, entitled "An act for the relief of wives and children, deserted by their husbands and fathers within this Commonwealth," approved the thirteenth day of April, Anno Domini one thousand eight hundred and sixty-seven, which now reads as follows:—

Section 2, act of
April 13, 1867,
cited for amend-
ment.

"Section 2. The information, proceedings thereon, and warrant shall be returned to the next court of quarter sessions, when it shall be lawful for said court, after hearing, to order the person against whom complaint has been made, being of sufficient ability, to pay such sum as said court shall think reasonable and proper, for the comfortable support and maintenance of the said wife or children, or both, *not exceeding one hundred dollars per month*, and to commit such person to the county prison, there to remain until he comply with such order, or give security, by one or more sureties, to the Commonwealth, and in such sum as the court shall direct, for the compliance therewith," be and the same is hereby amended to read as follows:—

Court order for
relief.

Section 2. The information, proceedings thereon, and warrant shall be returned to the next court of quarter sessions, when it shall be lawful for said court, after hearing, to order the person against whom complaint has been made, being of sufficient ability, to pay such sum as said court shall think reasonable and proper for the comfortable support and maintenance of the said wife or children, or both, and to commit such person to the county prison, there to remain until he comply with such order, or give security, by one or more sureties, to the Commonwealth, and in such sum as the court shall direct, for the compliance therewith.

Commitment.

Repeal.

Section 3. All acts or parts of acts inconsistent herewith are hereby repealed.

APPROVED—The 5th day of March, A. D. 1907.

EDWIN S. STUART.

No. 5.

AN ACT

To repeal an act, entitled "An act authorizing and empowering parties to contracts, in which advances of money, repayable on demand, are made upon warehouse receipts, bills of lading, certificates of stock, certificates of deposit, bills of exchange, bonds, or other negotiable instruments, pledged as collateral security for such repayment to an amount not less than five thousand dollars, to receive, or to contract to receive, in writing, and collect as compensation, any sum to be agreed upon," approved the sixth day of March, Anno Domini one thousand nine hundred and three.

Section 1. Be it enacted, &c., That an act entitled "An act authorizing and empowering parties to contracts, in which advances of money, repayable on demand, are made upon warehouse receipts, bills of lading, certificates of stock, certificates of deposit, bills of exchange, bonds, or other negotiable instruments, pledged as collateral security for such repayment to an amount not less than five thousand dollars, to receive, or to contract to receive, in writing, and collect as compensation, any sum to be agreed upon," approved the sixth day of March, Anno Domini one thousand nine hundred and three, which reads as follows:—

"Section 1. Be it enacted, &c., That in any case hereafter, in which advances of money, repayable on demand, to an amount not less than five thousand dollars, are made upon warehouse receipts, bills of lading, certificates of stock, certificates of deposit, bills of exchange, bonds, or other negotiable instruments, pledged as collateral security for such repayment, it shall be lawful to receive, or to contract to receive, and collect, as compensation for making such advances, any sum to be agreed upon, in writing, by the parties to such transaction.

Act of March 6, 1903, cited for repeal.

"Section 2. All laws or parts of laws, general or special, inconsistent herewith, be and the same are hereby repealed."—

Be and the same is hereby repealed.

Repeal.

APPROVED—The 7th day of March, A. D. 1907.

EDWIN S. STUART.

No. 6.

AN ACT

Authorizing the employment of stenographers by the county solicitors of certain counties.

Section 1. Be it enacted, &c., That the county solicitor of any county which shall have less than five hundred thousand inhabitants, and more than two hundred and fifty thousand inhabitants, may employ a

County solicitors.

Stenographer.

stenographer as an assistant in his office, at a salary not to exceed the sum of four hundred and eighty dollars per year, to be paid in the same manner that other county officers are paid: Provided, That the commissioners of the county shall consent to such employment.

Proviso.

APPROVED—The 7th day of March, A. D. 1907.

EDWIN S. STUART.

No. 7.

AN ACT

To amend the first and second sections of the act, entitled "An act authorizing and requiring the county commissioners of each county in the State to appoint a sufficient number of suitable persons in each township and ward of their county, at the expense of the county, to look after, bury, and provide a headstone for the body of any honorably discharged soldier, sailor, or marine, who served in the army or navy of the United States during the late rebellion, or any preceding war, and shall hereafter die in their county, leaving insufficient means to defray the necessary burial expense," which became a law on the thirteenth day of May, Anno Domini one thousand eight hundred and eighty-five; so as to extend the application of said act to honorably discharged soldiers, sailors, or marines who served in the war with Spain.

Burial of indigent soldiers, sailors and marines.

County commissioners.

Section 1. Be it enacted, &c., That section one of the act, entitled "An act authorizing and requiring the county commissioners of each county in the State to appoint a sufficient number of suitable persons in each township and ward of their county, at the expense of the county, to look after, bury, and provide a headstone for the body of any honorably discharged soldier, sailor, or marine, who served in the army or navy of the United States during the late rebellion, or any preceding war, and shall hereafter die in their county, leaving insufficient means to defray the necessary burial expenses," which became a law the thirteenth day of May, Anno Domini one thousand eight hundred and eighty-five, which reads as follows:—

Section 1, act of May 13, 1885, cited for amendment.

"Section 1. Be it enacted, &c., That it shall be the duty of the county commissioners of each county in this State to appoint a sufficient number of suitable persons in each township and ward in their county, other than those prescribed by law for the care of paupers and the custody of criminals, to look after and cause to be buried in a decent and respectable manner in any cemetery or burial ground within this State, other than those used exclusively for the burial of the pauper dead, at an expense to their county not exceeding thirty-five dollars, the body of any honorably discharged soldier, sailor, or marine, who served in the army or navy of the United States during the

late rebellion or any preceding war, and shall hereafter die in their county, leaving insufficient means to defray the necessary burial expenses. And the persons so appointed shall hold their offices at the pleasure of the county commissioners, and shall serve without compensation," be and the same is hereby amended to read as follows:

Section 1. Be it enacted, &c.. That it shall be the duty of the county commissioners of each county in this State to appoint a sufficient number of suitable persons in each township and ward in their county, other than those prescribed by law for the care of paupers and the custody of criminals, to look after and cause to be buried in a decent and respectable manner, in any cemetery or burial ground within this State, other than those used exclusively for the burial of the pauper dead, at an expense to their county not exceeding thirty-five dollars, the body of any honorably discharged soldier, sailor, or marine, who served in the army or navy of the United States during the late rebellion, *in the war with Spain*, or any preceding war, and shall hereafter die in their county, leaving insufficient means to defray the necessary burial expenses. And the persons so appointed shall hold their offices at the pleasure of the county commissioners, and shall serve without compensation.

Committee.

Burial expenses.

"Section 2. It shall be the duty of the persons so appointed in each township and ward in each county, before assuming the charge and expense of the burial of the body of any soldier, sailor, or marine, in their township or ward, under the provisions of this act, to first satisfy themselves by a careful inquiry into, and examination of, all the circumstances in the case of such deceased soldier, sailor, or marine, whose body they are called upon to bury, served in the army or navy of the United States during the late rebellion, or any preceding war, and was honorably discharged, and died in their township or ward, leaving insufficient means to defray the necessary burial expenses; whereupon, if they are satisfied that such facts exist, they shall take charge of the body of such deceased soldier, sailor, or marine, and cause it to be buried in the manner mentioned in the first section of this act, and thereupon they shall immediately report their action in the case to the county commissioners of their county, setting forth the facts ascertained by them, together with the name, rank, and command to which such deceased soldier, sailor, or marine belonged at the time of his discharge, the date of his discharge, the character of his occupation immediately preceding his death, the date of his death and place of his burial, and also an accurately itemized statement of the expenses incurred in and about such burial, which report shall be duly attested by three reputable persons

Section 2, act of May 18, 1885, cited for amendment.

of full age, residing in the township or ward in which such deceased soldier, sailor, or marine died, knowing the fact that such deceased soldier, sailor, or marine died without sufficient means to defray the necessary burial expenses," be and the same is hereby amended so as to read as follows:

Duties of committee.

Section 2. It shall be the duty of the persons so appointed in each township and ward in each county, before assuming charge and expense of the burial of the body of any soldier, sailor, or marine in their township or ward, under the provisions of this act, to first satisfy themselves by a careful inquiry into, and examination of, all the circumstances in the case of such deceased soldier, sailor, or marine, whose body they are called upon to bury, served in the army or navy of the United States during the late rebellion, *the war with Spain*, or any preceding war, and was honorably discharged, and died in their township or ward, leaving insufficient means to defray the necessary burial expenses; whereupon, if they are satisfied that such facts exist, they shall take charge of the body of such deceased soldier, sailor, or marine, and cause it to be buried in the manner mentioned in the first section of this act; and thereupon they shall immediately report their action in the case to the county commissioners of their county, setting forth the facts ascertained by them, together with the name, rank, and command to which such deceased soldier, sailor, or marine belonged at the time of his discharge; the date of his discharge, the character of his occupation immediately preceding his death, the date of his death and place of his burial, and also an accurately itemized statement of the expenses incurred in and about such burial; which report shall be duly attested by three reputable persons, of full age, residing in the township or ward in which such deceased soldier, sailor, or marine died, knowing the fact that such deceased soldier, sailor, or marine died without sufficient means to defray the necessary burial expenses.

Report.

Statement.

APPROVED—The 7th day of March, A. D. 1907.

EDWIN S. STUART.

No. 8.

AN ACT

Providing that the funds in the hands of the several county treasurers of the Commonwealth, levied and collected under the provisions of the act of Assembly, approved April eleven, one thousand eight hundred and ninety-nine (Pamphlet Laws, page thirty-six), relating to the construction and maintenance of side paths for the use of bicycles, be appropriated and turned into the general funds of the counties.

Side path funds.

Section 1. Be it enacted, &c., That the funds now in the hands of the several county treasurers of this Com-

monwealth, levied and collected under the provisions of the act of the General Assembly, approved April eleven, Anno Domini one thousand eight hundred and ninety-nine (Pamphlet Laws, page thirty-six), relating to the construction and maintenance of side paths along the highways in the townships of the Commonwealth, for the use of bicycles, and which said act of Assembly has been declared by the Supreme Court to be unconstitutional, be and the same is hereby appropriated and turned into the general funds of the said counties, for general purposes.

Transfer to general funds of counties.

APPROVED—The 7th day of March, A. D. 1907.

EDWIN S. STUART.

No. 9.

AN ACT

Providing for the election of a city clerk in the several cities of the third class, in this Commonwealth; prescribing his duties, term, and compensation; and empowering him to administer oaths, and certify ordinances, resolutions, and other proceedings of councils.

Section 1. Be it enacted, &c., That the select and common councils of each city of the third class, in this Commonwealth, are hereby authorized and directed, in joint convention, to elect a city clerk, whose term of office and compensation shall be fixed by ordinance: Provided, however, That said term of office shall not exceed four years.

Cities of the third class.

City clerk.

Proviso.

Section 2. Any ordinance, resolution, motion, or other proceeding of councils, when certified by him under the seal of the proper city, may be read in evidence in any court in this Commonwealth. He shall also have the power of a notary public, to administer oaths in any matter pertaining to the business of said city, or in any legal proceeding in which it is interested. He shall also perform such other duties as shall be prescribed by ordinance or resolution of councils.

Certified proceedings.

Evidence.

Powers of notary public.

Section 3. Any general or local statute inconsistent with the provisions of this act is hereby repealed.

Repeal.

APPROVED—The 7th day of March, A. D. 1907.

EDWIN S. STUART.

AN ACT

Amending section one (1) of an act, entitled "An act authorizing and empowering the several cities of this Commonwealth to purchase, or acquire by condemnation proceedings, such real estate, within the city limits, as they may need, upon which to erect or construct municipal buildings, fire engine houses, gas and electric light works, and, within or without the city limits, upon which to erect hospitals, waterworks, and poor-houses, and for the purpose of a poor-farm," approved the twenty-sixth day of March, Anno Domini one thousand nine hundred and three, so as to provide for the acquiring by purchase or condemnation proceedings of sufficient real estate, within or without the city limits, as may be necessary for present and future use, upon which to erect and construct workhouses or houses of detention, poorhouses, garbage or incinerating furnaces, sewage disposal works or plants, with the necessary filter-beds, appliances, drains, and sewers, and for extensions thereof.

Real estate.

Acquirement or condemnation of by cities.

Section 1, act of March 26, 1903, cited for amendment.

Section 1. Be it enacted, &c., That section one (1) of an act, entitled "An act authorizing and empowering the several cities of this Commonwealth to purchase, or acquire by condemnation proceedings, such real estate, within the city limits, as they may need, upon which to erect or construct municipal buildings, fire engine houses, gas and electric light works, and, within or without the city limits, upon which to erect hospitals, waterworks, and poorhouses, and for the purpose of a poor-farm," approved the twenty-sixth day of March, one thousand nine hundred and three, which reads as follows, after the enacting clause:—

"That the several cities of this Commonwealth shall have power to acquire by purchase any real estate, within the city limits, which they may need, upon which to erect or construct necessary municipal buildings, fire engine houses, gas and electric light works, and, within or without the city limits, within the same county, upon which to erect hospitals, waterworks, and for the purpose of a poor-farm; and in case they cannot agree with the owner or owners as to the price thereof, or in case the owner or owners thereof are absent or are incapacitated from any cause, or are unknown, by reason of which no agreement can be made, it shall be lawful for each respective city, and they are authorized and empowered, to take and appropriate for said purpose the necessary real estate, within or without the city limits as the case may be, after an ordinance shall have been passed providing for such taking and appropriation," be and the same is hereby amended to read as follows:—

Purchase of real estate.

That the several cities of this Commonwealth shall have power to acquire by purchase any real estate, within the city limits, which they may need, upon which to erect and construct necessary municipal buildings, fire engine houses, gas and electric light works, and, within or without the city limits, within

the same county, *sufficient real estate, for present and future use, upon which to erect workhouses or houses of detention, hospitals, waterworks, poorhouses, for the purpose of a poor-farm, garbage and incinerating furnaces, and sewage disposal works, or plants with the necessary filter-beds, appliances, drains, and sewers, and for any extensions thereof*; and in case they cannot agree with the owner or owners as to the price thereof, or in case the owner or owners thereof are absent, or are incapacitated from any cause, or are unknown, by reason of which no agreement can be made, it shall be lawful for each respective city, and the same is hereby authorized and empowered, to take and appropriate, for any of the said purposes and any extensions thereof, all such necessary and sufficient real estate, within or without the city limits, as the case may be, after an ordinance shall have been passed providing for such taking and appropriation.

Purpose.

Condemnation.

Ordinance.

APPROVED—The 14th day of March, A. D. 1907.

EDWIN S. STUART.

No. 11.

AN ACT

To amend the act, approved May twenty-ninth, one thousand nine hundred and one, entitled "An act to declare the species of fish which are game fish, and the species of fish which are commercially valuable for food, and to regulate the catching and encourage the propagation of the same; to define the public waters within the State; to protect the waters within the State from improper and wasteful fishing; to provide for the appointment of fish commissioners and fish wardens, and to declare their official powers and duties; to encourage and regulate the artificial propagation of game and food fish by said State Fish Commissioners; to regulate the distribution of the same in the waters of the Commonwealth; to provide penalties and punishments for the violation of the provisions of this act," by prescribing the number of tip-ups to be used, and the amount of fish to be taken in any one day, and by any one man.

Section 1. Be it enacted, &c., That section two of said act, which reads as follows:—

"Section 2. That from and after the passage of this act, it shall be unlawful to fish for game fish, in any of the waters of this Commonwealth, in any manner except with rod, hook and line, or with hand line having not more than three hooks; or, for food fish, with any device not specifically permitted in this act. Any person violating any of the provisions of this section shall, on conviction thereof as provided in section thirty-eight of this act, be subject to a fine of twenty-five dollars," be and the same is hereby amended to read as follows:—

Section 2, act of May 29, 1901, cited for amendment.

Lawful manner of fishing.

Game fish.

Food fish.

Pickereel or yellow perch.

Tip-ups.

Violation.

Fine.

Proviso.

Section 2. That from and after the passage of this act, it shall be unlawful to fish for game fish, in any of the waters of this Commonwealth, in any manner except with rod, hook and line, or with hand line having not more than three hooks, or, for food fish, with any device not specifically permitted in this act; *excepting for pickereel or yellow perch*, which may be caught, through the ice, by the use of *tip-ups*, the number of which may be used by one fisherman is hereby unlimited, but the total number of fish, either pickereel or yellow perch, or both together, which may be taken by any one fisherman, in any one day, shall not exceed twenty pounds in weight, per man. Any person violating any of the provisions of this section shall be guilty of a misdemeanor, and, on conviction thereof, shall be sentenced to pay a fine of not more than twenty-five dollars: Provided, That "rod, hook and line," in this act, shall mean the manner of fishing, and not the number of rods used.

APPROVED—The 14th day of March, A. D. 1907.

EDWIN S. STUART.

No. 12.

AN ACT

To repeal an act, entitled "An act to regulate fences, and to appoint appraisers in each township, in the counties of Bedford, Northumberland, Westmoreland, Washington, and Fayette, and to encourage the raising of swine," passed the twenty-seventh day of March, Anno Domini one thousand seven hundred and eighty-four.

Fences.

Act of March 27, 1784.

Repeal.

Section 1. Be it enacted, &c., That the act of the General Assembly, entitled "An act to regulate fences, and to appoint appraisers in each township of the counties of Bedford, Northumberland, Westmoreland, Washington, and Fayette, and to encourage the raising of swine," passed the twenty-seventh day of March, Anno Domini one thousand seven hundred and eighty-four, be and the same is hereby repealed.

APPROVED—The 14th day of March, A. D. 1907.

EDWIN S. STUART.

No. 13.

AN ACT

To repeal an act, entitled "An act to regulate the fees of the county treasurers of Luzerne and Clearfield counties," approved the eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

Clearfield and Luzerne counties.

Treasurer's fees.

Section 1. Be it enacted, &c., That an act to regulate the fees of the county treasurer of Luzerne and Clearfield counties, approved the eleventh day of April,

Anno Domini one thousand eight hundred and sixty-six, which reads as follows:—

“Section 1. Be it enacted, &c., That hereafter the fees of the county treasurers of Luzerne and Clearfield counties, on unseated lands, shall be as follows:

Act of April 11,
1866, cited for
repeal.

Advertising each tract of land, including printer's charges, one dollar.

Selling each tract or part thereof, as the case may require, fifty cents.

Writing and signing every deed, two dollars.

Acknowledging every deed, fifty cents.

Writing and filing every bond to secure the purchase money, fifty cents.

“Section 2. The treasurers of said counties shall be entitled to charge, in addition to the fees above named, the requisite amount for payment of any internal revenue stamp, that may be required by act of Congress, to be used on instruments executed by him.

“Section 3. That the fees to be allowed to said treasurer on licenses and issued by him shall be as follows:

Mercantile licenses, one dollar and fifty cents.

Restaurants, one dollar.

Brokers, fifty cents.

Brewers, fifty cents.

Distillers, fifty cents.

Billiard saloons, fifty cents.

Ten-pin alleys, fifty cents.

Patent medicines, fifty cents.”—

Be and the same is hereby repealed.

Repeal.

APPROVED—The 14th day of March, A. D. 1907.

EDWIN S. STUART.

No. 14.

AN ACT

Authorizing the ascertainment, award, levy, assessment, and collection of the costs, damages, and expenses of municipal improvements, including the opening, widening, straightening, extending, grading, paving, macadamizing, curbing, or otherwise improving, of roads, streets, lanes, alleys, or parts thereof, completed or in course of completion; and also the costs, damages, and expense of the construction of any sewer or drain, completed or now in process of completion; providing for the ascertainment, levy, and collection of damages and benefits therefor, from property peculiarly benefited, where, under existing laws or ordinances, private property could not be assessed for especial benefits; and constituting such benefits a lien upon the property upon which they are assessed; and authorizing the completion of such improvements now in progress.

Section 1. Be it enacted, &c., That whenever, heretofore, any municipal corporation of the State has, by act or acts, ordinance or ordinances, resolution or resolutions, contract or contracts, opened, widened,

Municipal im-
provements.

Work done.

Private property taken.

Acts declared unconstitutional.

Improvements made valid and binding.

May petition the court.

Court shall direct notice to be given

Hearing.

Appointment of viewers.

extended, straightened, graded, paved, curbed, macadamized, or otherwise improved, any road, street, lane, or alley, or part thereof; or constructed any sewer, drain, or branch or part thereof; and in effecting such improvements has taken, injured, or destroyed private property, or furnished materials and labor, or incurred expense; and properties in the neighborhood have been by such improvement peculiarly and specially benefited; but owing to the act or acts of Assembly, under the authority of which any or all of the ordinances, resolutions or contracts for said improvements, either in its entirety or any part thereof, were passed or made, having subsequently been declared unconstitutional, or is or are otherwise invalid, or where for any reason private property cannot be assessed for peculiar special benefits,—now, by this act, such improvements are made valid and binding; and such municipality of the State is hereby authorized to ascertain, award, levy, assess, and collect the damages, cost, and expense of such improvement, in manner following; to wit:—

First. Said municipality of the State, or any person or persons interested, may, at any time after such work or labor has been done, or materials furnished, property taken, or damage done, present its, her, his, or their petition in any court of common pleas of the proper county, setting forth briefly the character of such improvement, and that the costs, expenses, and damages incurred have not been collected or fully paid to said municipality; and praying the court to appoint three disinterested freeholders to ascertain and determine the costs, damages, and expenses of said improvement, and any damages done to private property by reason thereof, and to fairly and ratably assess the said damages, costs, and expenses upon the property benefited, and to make report thereof to the court.

Second. Upon the presentation of such petition, the court shall direct notice thereof to be given to all parties interested, by an advertisement inserted at least three times in one or more newspapers published in the county in which the municipality is situate, one of which newspapers may be printed in the German language, and by at least ten handbills posted ten days before the hearing in conspicuous places along the line of the improvement and the vicinity thereof, that on a certain day, therein to be named, and not less than ten days after the last insertion of the advertisement in the newspapers, the court will pass upon and decide said application, and that any person interested therein may be heard in reference thereto.

Third. Upon said named day the court shall, unless some good objection is made thereto, appoint three disinterested freeholders as viewers. Any two of said

viewers may decide all questions, and in all respects have all the powers, discretion, and jurisdiction of all three viewers; but all three viewers shall act, unless in case of sickness or other unavoidable cause; and in case of a vacancy the court may appoint a substitute at any time before the first meeting of the viewers.

Powers.

Vacancies.

Fourth. Upon said appointment being made, said viewers shall be sworn or affirmed, by some person authorized to administer oaths, well and truly to perform the duties imposed upon them and true report to make to the court.

Oath.

Time and place of meeting.

Fifth. It shall be the duty of said viewers, after being sworn or affirmed, to fix a day, hour, and place when and where they will hear all parties in interest; of which meeting notice shall be given by at least three insertions in the newspapers designated in the second clause of section one of this act, and by at least ten handbills posted in conspicuous places along the line of improvement and in the vicinity thereof, the last of the said insertions and the posting of said handbills shall be at least ten days before the meeting. Ten days' notice of the time and place of said meeting shall also be given to persons owning property along the line of such improvement, resident in such municipality, by personal service of a copy of said notice, or by leaving the same at the residence of such owner, with an adult member of his family, and making known the contents thereof. The viewers shall visit the improvement, and personally inspect the same and the properties in the neighborhood supposed to be damaged or benefited thereby.

Notice.

Shall visit the premises.

At the time and place fixed, they shall hear all parties interested and their witnesses, with power to adjourn from time to time; and after a full hearing on all questions before them, they, or any two of them, shall ascertain and determine the damages to each property, for property taken, injured, or destroyed by such improvement, and award such damages to each particular property. They shall also ascertain and determine the total damages, costs, and expenses of such improvement, and these damages, costs, and expenses they shall equitably and fairly assess upon the properties benefited, which assessment shall not exceed the benefit peculiarly resulting to each property from the improvement; and the total assessment of benefits shall, in no case, exceed the total damages, costs, and expenses of the improvement. If property peculiarly benefited to the extent of the total damages, costs, and expenses cannot be found, the viewers shall assess such excess of damages, cost, and expenses, over and above peculiar benefits, upon the municipality under whose authority the improvement was effected, and the same shall be paid out of its treasury. The

Hearing.

Assessment of damages and benefits.

Report, plan and schedule.	viewers shall thereupon prepare a report, together with a plan of the properties damaged and benefited; and in said report shall set forth the character of the improvement, the total amount of the damages, costs, and expenses thereof, a schedule of the damages awarded to and the benefits assessed upon each particular property, with the name or names of the owner or reputed owner of each parcel, and what amount, if any, of damages, costs, and expenses, not assessed as peculiar benefits to private property, is assessed upon the municipality.
Notice of report.	Sixth. Said viewers shall then give notice, by three insertions in the same newspapers as already designated, that their report is ready, and that on a day certain, therein to be named, and not earlier than ten days after the last insertion, they will present the same to court; that, in the meantime, said report will remain at a place to be designated in said notice, subject to inspection and exception. If any exceptions are filed, the viewers shall afford the exceptants a hearing on the same, and make such changes and modifications in their report as justice and equity may require.
Exceptions.	
Filing of report.	
Notice of filing.	Seventh. On the day named, if no exceptions are filed; or, if exceptions be filed, upon a subsequent day, to be fixed by them; the viewers, or any two of them, shall file their report in the proper court of common pleas; and thereupon the said court shall confirm the same nisi, and, unless exceptions be filed within thirty days, the report shall be confirmed absolutely, subject to appeals pending. When said report is filed, notice thereof shall be given by one publication in the newspapers already designated. Said notice shall state the date of filing of the report, and shall contain a schedule of the damages and benefits as shown therein, and shall further state that, unless exceptions be filed thereto within thirty days from the date of filing, the said report will be confirmed absolutely, subject to appeals pending. The said court shall have power to confirm said report; to modify, change, or otherwise correct the same, or the assessments made therein; or refer the report back to the same or new viewers, with like power as to any new or further report. Within thirty days after said report is filed in court, any party interested may file exceptions to the same; or within said period of thirty days, the said municipality, or any party whose property is taken, injured, or destroyed by said improvement, may appeal and demand a trial by jury, according to the course of the common law.
Powers of the court.	
Exceptions.	
Appeals.	
Trial.	
	Eighth. When the court has made its final decree, confirming the said report, or fixing the amount of the assessments in each case, the sums thus ascertained as benefits shall, if properly filed as a municipal lien,

or sued within six months, be a lien upon the property assessed, and shall be due and payable to the treasurer of the proper municipality within thirty days from the date of said decree; and the clerk of the proper court, on the making of such decree, shall deliver to said treasurer a certified copy of the decree and report. Said assessments shall bear interest, beginning at the expiration of thirty days from the date of said decree. If not paid within said time, the said treasurer shall deliver the same to the city solicitor or the attorney of said municipality, who shall proceed to collect the same by an action of assumpsit, or by filing a lien therefor, under the general laws of the Commonwealth in such case made and provided, and proceeding thereon to collect the same.

Liens.

Interest.

Collections.

Ninth. All the costs of the proceedings, including advertisements, handbills, and costs of service, shall be paid by the proper municipality, and any excess of damages, costs, and expenses, over and above the benefits, as determined by the final decree of the court, shall also be paid out of the treasury of the proper municipality.

Costs.

Tenth. Proceedings under this act shall be confined to the ascertainment, award, assessment, levy, and collection of damages, benefits, expenses, and costs of effecting improvements, in which private property has been entered upon and actually, physically appropriated to public use, or injured or destroyed, or contract made, materials furnished, and work and labor done, within five years prior to the date of approval of this act. Power is hereby given to the municipalities of the State to complete such improvements, now in course of completion; and upon such completion, as aforesaid, for the award, assessment, levy, and collection of damages and benefits caused thereby.

Limit of proceedings.

Power of municipalities.

Eleventh. If upon any appeal or trial, in the case of any person or persons whose property has been taken, injured, or destroyed, the result shall be, that the appellant or appellants recovers or recover less damages for property taken, injured, or destroyed than he or she, or they, was or were awarded by the viewers, from which award said appeal or appeals were taken, then the court may thereupon order and compel the municipality to repay to the several property owners, assessed for benefits, their ratable proportion of so much of said assessment as were made by reason of said excess of damages.

Recovery of damages less than award.

Repayment.

Twelfth. This act shall, in no event, be construed as depriving any person of a right of trial by jury, where such a right has been conferred by the Constitution of this State; but such right shall be demanded in the time fixed by the seventh clause of section one of this act.

Right of trial by jury.

Thirteenth. Any party interested in any assessment

Appeals to the
Supreme or to the
Superior Court.

of benefits or award of damages may appeal to the Superior court or the Supreme court, as the pending controversy may warrant: Provided, That such appeal be taken within one year from the date of final judgment; but such appeal shall not be a supersedeas, unless taken within thirty days after such judgment.

APPROVED—The 14th day of March, A. D. 1907.

EDWIN S. STUART.

No. 15.

AN ACT

Increasing the number of courts of common pleas in the county of Allegheny; establishing therein a distinct and separate court of common pleas, and providing for the election and appointment of judges for said court

Allegheny county.
Court of common
pleas No. 4.

Section 1. Be it enacted, &c., That there shall be and hereby is established in the county of Allegheny a distinct and separate court of common pleas, in addition to those now established, composed of three judges, learned in the law, who shall hold office for the same term, with like powers, duties, authority and compensation, and with like constitution and equal and coordinate jurisdiction, with courts of common pleas now existing in said county, and the judges thereof, respectively.

Election of
judges.

Section 2. Three judges of said court of common pleas of Allegheny county, learned in the law, in addition to those now established, shall be elected by the duly qualified electors of said county at the next general election; one of said judges, to be designated as required by the Constitution of the Commonwealth, shall be president judge of said court. Said judges shall be duly commissioned as judges aforesaid, and shall enter upon the discharge of their duties, respectively, on the first Monday of January next following their election. The successors of said judges, respectively, shall be elected or appointed as required by law.

Appointment of
judges.

Section 3. The Governor is hereby authorized to appoint three competent persons, learned in the law, as judges of said court until the first Monday of January succeeding the next general election; one of whom shall be designated as president judge for said period.

Section 4. That such court, when established by the passage of this act, shall be known and designated as court of common pleas of Allegheny county, number four.

Repeal.

Section 5. All acts or parts of acts inconsistent herewith are hereby repealed.

APPROVED—The 15th day of March, A. D. 1907.

EDWIN S. STUART.

No. 16.

AN ACT

To quiet the title of real estate; and to enable citizens of the United States, and corporations chartered under the laws of this Commonwealth and authorized to hold real estate therein, to hold and convey title to real estate which has formerly been held by corporations not authorized by law to hold real estate in Pennsylvania.

Section 1. Be it enacted, &c., That where any conveyances of real estate in this Commonwealth have been made by any foreign corporation or corporations not having the right to own and hold the same, to any citizen of the United States, or to any corporation chartered under the laws of this Commonwealth and authorized to hold real estate, such citizen or corporation, grantee as aforesaid, shall hold and may convey such title and estate, indefeasably, as to any right of escheat in this Commonwealth by reason of such real estate having been held by a corporation not authorized to hold the same by the laws of this Commonwealth.

Real estate.

Conveyed by foreign corporation.

To quiet title.

APPROVED—The 21st day of March, A. D. 1907.

EDWIN S. STUART.

No. 17.

AN ACT

To amend the first section of an act, entitled "An act to provide for the establishment and maintenance of a Home for Disabled and Indigent Soldiers and Sailors of Pennsylvania," approved the third day of June, Anno Domini one thousand eight hundred and eighty-five, so as to extend the benefits of said act to soldiers and sailors or marines, who participated in the war with Spain.

Section 1. Be it enacted, &c., That section one of an act, approved the third day of June, Anno Domini one thousand eight hundred and eighty-five, entitled "An act to provide for the establishment and maintenance of a Home for Disabled and Indigent Soldiers and Sailors of Pennsylvania," which reads as follows:—

Home for Soldiers, Sailors and Marines.

"Section 1. Be it enacted, &c., That the Governor of this Commonwealth, the State Treasurer, the Auditor General, and a committee of three members of the General Assembly, consisting of one Senator, and two members of the House of Representatives, who shall be appointed by the presiding officer of the Senate and House, respectively, together with a committee of five honorably discharged soldiers, who shall be selected by the Department Commander of Pennsylvania

Section 1, act of June 3, 1885, cited for amendments.

Grand Army of the Republic, be and the same are hereby constituted and appointed a commission to locate and establish a home for the disabled and indigent soldiers, sailors or marines, who, as citizens of this Commonwealth, enlisted and participated in the war for the preservation of the Union of the United States," be and the same is hereby amended so as to read as follows:—

Commission.

Section 1. Be it enacted, &c., That the Governor of this Commonwealth, the State Treasurer, the Auditor General, and a committee of three members of the General Assembly, consisting of one Senator and two members of the House of Representatives, who shall be appointed by the presiding officer of the Senate and House, respectively, together with a committee of five honorably discharged soldiers, who shall be selected by the Department Commander of Pennsylvania Grand Army of the Republic, be and the same are hereby constituted and appointed a commission to locate and establish a home for the disabled and indigent soldiers, sailors, or marines, who, as citizens of this Commonwealth, enlisted, and participated in the war for the preservation of the Union of the United States, *and in the war with Spain.*

Inmates.

APPROVED—The 21st day of March, A. D. 1907.

EDWIN S. STUART.

No. 18.

AN ACT

Authorizing the county commissioners of the several counties, or the town councils of the several boroughs, of this Commonwealth, or both, to appropriate annually a sufficient sum of money to each Post of the Grand Army of the Republic, in their respective counties or boroughs, to aid in defraying the expenses of Memorial Day.

Memorial Day

Appropriation by county commissioners and town councils.

Section 1. Be it enacted, &c., That the county commissioners of the several counties, or the town councils of the several boroughs, of this Commonwealth, or both, be and are hereby authorized to appropriate annually, to each post in their respective counties or boroughs, a sufficient sum to aid in defraying expenses of Memorial Day.

Act not to apply to cities.

Section 2. The above act is not to apply to posts situate in cities of the first, second, and third class.

APPROVED—The 21st day of March, A. D. 1907.

EDWIN S. STUART.

No. 19.

AN ACT

Validating, approving, and confirming the title to certain lots of land in the borough of Warren, Commonwealth of Pennsylvania, heretofore laid out into lots by the burgess and town council of said borough, under an act, entitled "A further supplement to an act, entitled 'An act erecting the town of Warren, in the county of Warren, into a borough and township, and for other purposes,' passed the third day of April, Anno Domini one thousand eight hundred thirty-two," approved the sixth day of March, Anno Domini eighteen hundred and forty-five, and sold by said burgess and town council to various purchasers as vacant land, lying between the Conewango creek and the southerly line of Water street (now Pennsylvania avenue, west), as said line is now recognized by said borough authorities, and evidenced by the buildings erected on said lots, along said street, between the Suspension bridge (crossing the Allegheny river) and Liberty street, in said borough, and thence to a point where said line prolonged would strike the westerly side of Market street, in said borough, whenever that part of said Water street covered by said lots, so laid out and sold, shall be vacated by said borough authorities, under existing laws.

Whereas, By the third section of an act of the General Assembly of the Commonwealth of Pennsylvania, entitled "A further supplement to an act, entitled 'An act erecting the town of Warren, in the county of Warren, into a borough and township, and for other purposes,' passed the third day of April, Anno Domini one thousand eight hundred and thirty-two," and approved the sixth day of March, Anno Domini one thousand eight hundred and forty-five, it was enacted as follows:—

"Section 3. The burgess and town council of said borough are hereby authorized to lay out into lots any ground, not belonging to individuals, along the banks of the Allegheny river and Conewango creek, in the bounds of said borough, and the same to sell and convey, in fee or otherwise, to purchasers in such manner as they may deem advisable, and the proceeds of said sale to be paid into the treasury of said borough, for the use of the same: Provided, That nothing herein contained shall interfere with the use of said river and creek as public highways;" and

Whereas, By various resolutions of the burgess and town council of said borough of Warren, in pursuance of said act of Assembly, the said burgess and town council of said borough of Warren laid out into lots the land on the bank of said Conewango creek, between Market street, on the east, and the Suspension bridge crossing the Allegheny river, on the west, and between the said creek, on the south, and the southerly line of Water street (now Pennsylvania avenue west), as said line of said Water street (now Pennsylvania avenue, aforesaid) is now recognized by said borough authorities, and as evidenced by the permanent buildings erected on said lots, along said Water

Preamble.

Warren county.

Section 3, act of
March 6, 1845.

Preamble.

street (now Pennsylvania avenue, aforesaid), between the said Suspension bridge and Liberty street in said borough, and thence to a point where said line prolonged would strike the westerly side of Market street; and

Preamble.

Whereas, Said burgess and town council of said borough sold lots to various purchasers, in fee, for a valuable consideration; and

Preamble.

Whereas, The original purchasers, their heirs or assigns, paid the purchase price therefor, took possession thereof, and made valuable and permanent improvements thereon; and

Preamble.

Whereas, Doubt has been raised as to the validity of the title to said land, so laid out and sold, because the same was a part of the said Water street in said borough; now, therefore,—

Real estate.

Titles to certain lots in borough of Warren.

Description and boundaries.

Section 1. Be it enacted, &c., That all titles to lots, laid out and sold by the burgess and town council of the borough of Warren, Commonwealth of Pennsylvania, on the bank of the Conewango Creek, between Market street, on the east, and the Suspension bridge crossing the Allegheny river, on the west, and between the said creek, on the south, and the southerly line of Water street (now Pennsylvania avenue, west), as said line of said Water street (now Pennsylvania avenue, aforesaid) is now recognized by said borough authorities, and as evidenced by the permanent buildings erected on said lots, along said Water street (now Pennsylvania avenue, aforesaid), between the said Suspension bridge and Liberty street in said borough, and thence to a point where said line prolonged would strike the westerly side of Market street, under an act of the General Assembly of the Commonwealth, aforesaid, entitled "A further supplement to an act, entitled 'An act erecting the town of Warren in the county of Warren into a borough and township, and for other purposes,' passed the third day of April, Anno Domini one thousand eight hundred thirty-two," and approved the sixth day of March, Anno Domini one thousand eight hundred forty-five, are hereby validated, approved, ratified, and confirmed, whenever that part of said Water street, within the limits above designated, and covered by said lots so laid out and sold, shall be vacated by the authorities of the borough of Warren, under existing laws.

Validation, etc., of titles.

Section 2. This act shall not affect any suit or suits now pending.

APPROVED—The 21st day of March, A. D. 1907.

EDWIN S. STUART.

No. 20.

AN ACT

Supplementary to an act, entitled "An act enabling the burgess and council of any borough or incorporated town, by ordinance, to annex to the borough or incorporated town adjacent territory, upon petition of a majority of the freehold owners thereof," approved the twenty-second day of April, one thousand nine hundred and three; enabling the burgess and council of any borough or incorporated town, by ordinance, to annex to the borough or incorporated town adjacent territory, in the same or an adjoining county, upon petition of a majority of the freehold owners thereof.

Section 1. Be it enacted, &c., That section one of an act, entitled "An act enabling the burgess and council of any borough or incorporated town, by ordinance, to annex to the borough or incorporated town adjacent territory, upon petition of a majority of the freehold owners thereof," approved the twenty-second day of April, one thousand nine hundred and three, which reads as follows:—

Boroughs or incorporated towns.

"Section 1. Be it enacted, &c., That the burgess and council of any borough or incorporated town shall have power, on petition of a majority of the freehold owners of any lot or outlots of any section of land lying adjacent to said borough or incorporated town, to declare, by ordinance, the admission of such lots or outlots. Whenever the borough or town authorities shall extend the limits of such borough or town, as aforesaid, they shall file, in the court of quarter sessions of the proper county, a plan or plot, showing the boundary *both* of the *original* borough or town and of the section admitted, together with the certified copy of the ordinance, and a description of the boundaries *both* of the *original* borough or town and of the borough or town as extended, giving the courses and distances in words at length; which section shall, after the filing of the matter as aforesaid, be deemed part of said borough or town, and subject to its jurisdiction and government," be and the same is hereby amended so it shall read as follows:—

Section 1, act of April 22, 1903, cited for amendment.

Section 1. Be it enacted, &c., That the burgess and council of any borough or incorporated town shall have power, on petition of a majority of the freehold owners of any lot or outlots of any section of land lying adjacent to said borough or incorporated town, *in the same or an adjoining county*, to declare, by ordinance, the admission of such lots or outlots. Whenever the borough or town authorities shall extend the limits of such borough or town, as aforesaid, they shall file in the court of quarter sessions of the proper county, *or counties*, a plan or plot showing the boundary of the borough or town and of the section admitted, together with the certified copy of the ordinance, and a description of the boundaries of the borough or town, and of the borough or town as extended, giving

Annexation of adjacent territory.

Plan of plot.

the courses and distances in words, at length; which section shall, after the filing of the matter as aforesaid, be deemed part of said borough or town, and subject to its jurisdiction and government.

Repeal.

Section 2. All acts or parts of acts inconsistent herewith are hereby repealed.

APPROVED—The 21st day of March, A. D. 1907.

EDWIN S. STUART.

No. 21.

AN ACT

Creating the office of Assistant Deputy Attorney General in the Attorney General's Department, and authorizing the appointment of an additional stenographer in the Attorney General's Department, and fixing the salaries thereof.

Assistant Deputy
Attorney General.

Section 1. Be it enacted, &c., That from and after the passage of this act, the Governor be and he is hereby authorized to appoint an Assistant Deputy Attorney General, at a salary of thirty-five hundred dollars per annum; and the Attorney General is hereby authorized and empowered to appoint an additional stenographer in the Attorney General's Department, at a salary of one thousand dollars per annum.

Stenographer.

Repeal.

Section 2. All acts or part of acts inconsistent herewith be and the same are hereby repealed.

APPROVED—The 21st day of March, A. D. 1907.

EDWIN S. STUART.

No. 22.

AN ACT

Providing for another associate judge of the separate orphans' court of the County of Philadelphia.

Philadelphia
county.

Associate judge
of orphans'
court.

Section 1. Be it enacted, &c., That it shall be the duty of the Governor to appoint a competent person, learned in the law, to be associate judge of the separate orphans' court of the County of Philadelphia, in addition to the judges now composing said court, who shall hold his office until the first Monday of January next following his appointment, and who shall have the same powers, authority, and jurisdiction as the other judges of said court.

Election.

Section 2. That at the next general election to be held in November, and thereafter at such time and times as may be prescribed by the Constitution and laws of the Commonwealth, the qualified electors of the County of Philadelphia shall elect a competent person, learned in the law, to serve as associate judge, who shall be commissioned and hold his office for the

term as now provided by law, and shall have the same powers, authority, and jurisdiction, and shall receive the same compensation as the other judges of the said court are now paid. Compensation.

APPROVED—The 22d day of March, A. D. 1907.

EDWIN S. STUART.

No. 23.

AN ACT

Providing a method for the removal of township officers, for failure to properly perform their duties of office, and providing a remedy in case of complaint.

Section 1. Be it enacted, &c., That if any township officer shall refuse or persistently neglect to perform his duties as provided by law, the court of quarter sessions of the proper county may, upon complaint in writing by any twenty-five citizens, owners of real estate, residing in the district, issue a rule upon the officer complained of to show cause why his office should not be declared vacant and another appointed in his stead, which rule shall be made returnable not less than two weeks from its date of issue. And upon hearing, and due proof that the facts alleged in the aforesaid complaint are just and true, the court may declare the office of said officer vacant, and appoint another in his stead, to hold office during the term of the officer deposed. Township officers.
Failure to perform duties.
Complaint.
Rule of court.
Hearing.

Section 2. If the aforesaid complaint shall allege that the public roads and highways of any township are not maintained in accordance with law, the court may in its discretion appoint three suitable persons, who shall examine said highways and report to the court their findings in the premises: Provided, That in all such cases the complainants shall first enter security, in such sum as the court may fix, to pay all costs. Court may appoint examiners.
Report.

APPROVED—The 22d day of March, A. D. 1907.

EDWIN S. STUART.

No. 24.

AN ACT

To establish county associations of school-directors; and providing for the payment of certain expenses, incident thereto, by the respective school districts and counties of the Commonwealth.

Whereas, The authority of different counties and school districts of the Commonwealth to contribute to the payment of the expenses incident to the estab- Preamble.

lishment of county associations of school-directors, as provided for in the act of Assembly approved the twenty-first day of April, Anno Domini one thousand nine hundred and three (Pamphlet Laws, two hundred and twenty-seven), and an amendment thereto approved the tenth day of April, Anno Domini one thousand nine hundred and five (Pamphlet Laws, one hundred and thirty-nine), have been questioned as in violation of article three, section three, of the Constitution, for the reason that neither the title of said first mentioned act of Assembly, nor the title to the said amendment thereto, give notice that the counties and school districts of the Commonwealth are required by said acts to pay certain expenses incident to said establishment of county associations of school-directors; therefore,—

County associa-
tion of school
directors.

Annual meetings.

Duty of school
directors.

Per diem and
mileage.

Organization.

Officers.

Term.

Program com-
mittee.

Section 1. Be it enacted, &c., That it shall be the duty of each county superintendent of schools to call together, during the school year beginning June, one thousand nine hundred and five, and annually thereafter, at the county seat, or some other suitable place in the county, all the school-directors of the county, for the consideration and discussion of questions pertaining to school administration.

Section 2. It shall be the duty of each school-director, in each of the districts of each county, to attend each annual meeting of school-directors, called by the county superintendent for the purpose of considering and discussing questions pertaining to school administration; and each school-director attending such annual convention shall receive, for his necessary expenses, compensation at the rate of two dollars per diem, and mileage at the rate of three cents per mile, to be paid out of the funds of the district which he serves. But the expenses shall not be paid for more than two days at any annual meetings.

Section 3. When the directors have assembled in such annual convention, they shall proceed at once to organize, by electing, from the directors present, a president, two vice-presidents, a secretary, and a treasurer, which officers shall continue for one year, and shall severally perform such duties as usually devolve upon such officers.

Section 4. The officers of the directors' association shall serve also as a program committee; and shall prepare a suitable program for each annual meeting, secure competent speakers, and perform such other duties as may be necessary to the success of the meeting. The county superintendent shall be ex officio a member of the program committee, and shall render such assistance to the officers of such association as they may require of him.

To prepare a program for the first meeting, each county superintendent shall appoint, from among the

school-directors of his county, a program committee of five members.

Section 5. To defray the necessary expenses of these meetings, the county treasurer of each county shall pay to the treasurer of the directors' association, from the county funds, one dollar for each director attending the annual meeting, but in no case shall the sum paid exceed one hundred dollars for each meeting. But before he shall receive this appropriation, the treasurer of the directors' association shall present to the county treasurer a statement, showing when and where the meeting was held, how many directors were present, what speakers were employed, and what expenses were incurred.

Payments by
county treas-
urers.

Statement

Section 6. The act, entitled "An act to establish county associations of school-directors," approved the twenty-first day of April, Anno Domini one thousand nine hundred and three, and the act, entitled "An act to amend sections one and two of an act, entitled 'An act to establish county associations of school-directors,' approved the twenty-first day of April, Anno Domini one thousand nine hundred and three," approved the tenth day of April, Anno Domini one thousand nine hundred and five, be and the same are hereby repealed.

Repeal.

APPROVED—The 22d day of March, A. D. 1907.

EDWIN S. STUART.

No. 25.

AN ACT

To amend an act approved the seventeenth day of May, one thousand eight hundred and sixty-six, entitled "An act enlarging the powers of the orphans' court, so as to discharge liens on real estate," so as to include charges on real estate by the provisions of a last will and testament, or otherwise.

Section 1. Be it enacted, &c., That section one (1) of the act of May seventeenth, one thousand eight hundred and sixty-six (Pamphlet Laws, one thousand nine hundred and six), which reads as follows: "Section 1. That in all cases in which a proceedings in the orphans' court of any county, any money has been charged upon real estate, payable at a future period, it shall be lawful for any person claiming an interest therein, when the same shall have become payable, to apply by bill or petition to the said orphans' court for the payment of the same; whereupon such court, having caused due notice to be given to the owner of such real estate, and to such other persons as may be interested, shall proceed, according to

Orphans' Court.

Section 1, act of
May 17, 1866,
cited for amend-
ment.

equity, to make such decree or order for the payment of the said charge, out of such real estate, as shall be just and proper," be and the same is hereby amended to read as follows:—

Will and testa-
ment, etc.

Liens.

Petition.

Decree.

Section 1. That in all cases in which, *by proceedings in the orphans' court of any county, or by the provisions of a last will and testament, or otherwise*, any money has been charged upon real estate, payable at a future period, it shall be lawful for any person claiming an interest therein, when the same shall have become payable, to apply by bill or petition to the said orphans' court for the payment of the same; whereupon such court, having caused due notice to be given to the owner of such real estate, and to such other persons as may be interested, *either by service or publication*, shall proceed according to equity to make such decree or order for the payment of said charge, out of such real estate, as shall be just and proper.

APPROVED—The 22d day of March, A. D. 1907.

EDWIN S. STUART.

No. 26.

AN ACT

To amend section twelve of an act, entitled "An act relative to the establishment and jurisdiction of magistrates' courts in the city of Philadelphia," approved the fifth day of February, Anno Domini one thousand eight hundred and seventy-five, by authorizing magistrates, in actions before them on contract, when the plaintiff has filed a sworn statement of claim, to enter judgment for the plaintiff unless the defendant file an affidavit of defense.

Judiciary.

Section 12. act of
February 5, 1875,
cited for amend-
ment.

Section 1. Be it enacted, &c., That section twelve of an act, entitled "An act relative to the establishment and jurisdiction of magistrates' courts in the city of Philadelphia," which provides: "The jurisdiction of each of said magistrates shall extend throughout the city and county of Philadelphia, and they shall be, by virtue of their office, ex officio justices of the peace; they shall have all the powers and shall exercise the same jurisdiction, civil and criminal (except as herein otherwise provided), as is now by law exercised by aldermen of said city, and shall be liable to the same limitations and restrictions, pains and penalties that are now imposed upon aldermen by the laws of this Commonwealth; where by law two aldermen are now required to hear and determine any matter brought before them, the same jurisdiction shall be exercised by one magistrate," be and the same is hereby amended so as to read as follows:—

Philadelphia.

The jurisdiction of each of said magistrates shall extend throughout the city and county of Philadel-

phia, and they shall be, by virtue of their office, ex officio justices of the peace; they shall have all the powers and shall exercise the same jurisdiction, civil and criminal (except as herein otherwise provided), as is now by law exercised by aldermen of said city, and shall be liable to the same limitations and restrictions, pains and penalties, that are now imposed upon aldermen by the laws of this Commonwealth; where by law two aldermen are now required to hear and determine any matter brought before them, the same jurisdiction shall be exercised by one magistrate. *In all actions brought before such magistrates on any contract for the payment of money, either expressed or implied, if the plaintiff shall file, at any time before the issuing of the summons in any such case, an affidavit stating the amount he verily believes to be due from the defendant, together with a copy of the book entries or instrument of writing upon which the action is brought, or, where the claims are not evidenced by writing, if the plaintiff shall file as aforesaid an affidavit setting forth a full and detailed statement of the same, it shall be the duty of the magistrate to make a copy of such affidavit, duly certify the same and deliver it to the constable to whom the summons is issued, which certified copy shall be served at the time and in the manner that service is made of the summons in that case; and the magistrate shall render judgment in favor of the plaintiff for the amount of his claim, unless the defendant, at or before the time at which the summons is made returnable, shall have filed with the magistrate an affidavit of defence, setting forth fully the nature and character of the same: Provided, That the affidavit required by this section may be made by the agent of the party, where such agent is cognizant of the facts constituting the cause of action or defence, or other matters set forth: And provided further, That nothing contained in this act shall be construed to alter, impair, or abridge the right of any person to appeal from the judgment of the magistrate, or to certiorari the proceedings to the court of common pleas of said county, as in other cases.*

Jurisdiction and powers of magistrates.

Affidavit of claim.

Certified copy.

Service.

Judgment.

Affidavit of defence.

Providso.

Providso.

Appeal, etc.

APPROVED—The 22d day of March, A. D. 1907.

EDWIN S. STUART.

AN ACT.

No. 27.

To provide for the assignment of counsel in murder cases, and for the allowance of expenses and compensation in such cases.

Section 1. Be it enacted, &c., That whenever any person, being under indictment, charged with murder, shall make and file with the clerk of the court of

Courts.

Murder cases.

Assignment of
counsel.

Expenses and
compensation.

Payments.

Proviso.

Affidavit.

Application of
act.

Repeal.

quarter sessions an affidavit, setting forth that he or she is wholly destitute of means to employ counsel and prepare for his or her defense, the judge sitting in the court of oyer and terminer, to whom such affidavit is presented, shall assign to such person counsel, not exceeding two, to represent and defend such person at the trial of the case; and when services are rendered by counsel, in pursuance of such assignment, the judge sitting at the trial of the case may allow such counsel all personal and incidental expenses, upon a sworn statement thereof being filed with the clerk of the court of quarter sessions, and also reasonable compensation for services rendered, not exceeding two hundred dollars for each counsel; which allowance of expenses and compensation shall be a charge upon the county in which the indictment in the action is found, to be paid by the county treasurer, or, where the city and county are coextensive, by the city treasurer, upon the certificate of the judge presiding at the trial of the case: Provided, That in order to be entitled to such expenses and compensation, counsel so assigned must file with the judge, sitting at the trial of the case, an affidavit that he has not, directly or indirectly, received, nor entered into a contract to receive, any compensation for such services from any source other than herein provided.

Section 2. This act shall apply to cases now pending.

Section 3. All acts or parts of acts inconsistent herewith are hereby repealed.

APPROVED—The 22d day of March, A. D. 1907.

EDWIN S. STEWART.

AN ACT

No. 28.

To provide for the continuation of the publication of the Pennsylvania Archives.

Pennsylvania
Archives.

Fifteen volumes
authorized.

Editor's compen-
sation.

Section 1. Be it enacted, &c., That the State Librarian, as editor of the Archives, is hereby directed to have prepared for publication a series of Archives, not to exceed fifteen (15) volumes in number, of such matter as he may deem advisable, and that copies of all papers required by the editor shall be furnished by the departments in which they are of record, without expense.

Section 2. That the editor of the aforesaid volumes shall be paid, as heretofore, for his services in selecting and arranging the copy, reading proof and making indices, the sum of five hundred (500) dollars, upon the completion of each volume.

Section 3. That the number of copies to be printed of each volume shall be two thousand (2,000): one complete set thereof to be furnished to each member of the Legislature of one thousand nine hundred and seven (1907), one set to the Governor, and one set to each of the heads of the departments; the remaining copies to be placed in the care of the State Librarian, for exchanges with other institutions.

2,000 copies.
Distribution.

APPROVED—The 22d day of March, A. D. 1907.

EDWIN S. STUART.

No. 29.

AN ACT

Providing for the recording of deeds, and registration of same.

Section 1. Be it enacted, &c., That it shall be the duty of the recorders of deeds, in the several counties in this Commonwealth, to receive all deeds presented for record, when the same are duly acknowledged as required by law, and record the same. And if, by virtue of any provision of law, any such deed so presented for record is required to be registered in any office for the registration of deeds, other than said recorder's office, within the county in which it is so offered for record, the said recorder of deeds shall nevertheless record such deed, whether it has been so registered or not; and in such case, it shall be the duty of the recorder, within ten days after the deed is transcribed into the deed book, to have such deed registered in such other registry office or offices before delivering the deed to the party entitled to receive the same. On all deeds which the recorder is required to have registered under the provisions of this act, he shall be entitled to collect a fee of twenty-five cents in addition to the recording fee.

Deeds.

Recording and
registration of.

Duty of recorders.

Fee.

Section 2. All acts or parts of acts inconsistent herewith be and the same are hereby repealed.

APPROVED—The 28th day of March, A. D. 1907.

EDWIN S. STUART.

AN ACT

To validate sales of real estate upon writs of *levari facias*, awarded upon judgments obtained upon writs of *scire facias sur mortgage*, issued subsequent to the passage of an act, entitled "An act relating to the service of certain process in actions at law, and to the effect thereof, and providing who shall be made parties to certain writs," approved the ninth day of July, Anno Domini one thousand nine hundred and one, and prior to the passage of this act, in all cases where, by reason of the death of the original mortgagors intestate, and no administration had upon their estates prior to the issuing of the writ of *scire facias*, or where they, being non-residents of the county wherein the mortgaged premises was situated, had aliened the same prior to the issuing of the said writs, no service of the same was had upon said mortgagors, but in which the affidavit required by division ten of section one of said act has been filed with the *praecipe*, and service of the writs duly made upon, or accepted for, the parties named in said affidavit as the owners of the premises described in the writs,—so as to vest in the purchasers at such sales the title to said real estate, with the same force and effect as if service of the writs of *scire facias* had been made upon the original mortgagors, or their legal representatives, in accordance with the act of Assembly in force prior to the passage of said act of July ninth, Anno Domini nineteen hundred and one.

Real estate.

Writs of *scire facias sur mortgage*.

Sheriff's sale validated.

Section 1. Be it enacted, &c., That in all cases in which writs of *scire facias sur mortgage* have been issued subsequent to the passage of an act, entitled "An act relating to the service of certain process in actions at law, and the effect thereof, and providing who shall be made parties to certain writs," approved the ninth day of July, Anno Domini one thousand nine hundred and one, and prior to the passage of this act, and where by reason of the death of the original mortgagors intestate, and no administration had upon their estates prior to the issuing of the writ of *scire facias*, or where they, being non-residents of the county wherein the mortgaged premises was situated, had aliened the same prior to the issue thereof, no service of said writ was had upon said mortgagors; but in which the affidavit required by division ten of section one of said act of July ninth, one thousand nine hundred and one, has been filed with the *praecipe*, and service of the writs of *scire facias* duly made upon or accepted for the parties named in said affidavit as the owners of the premises described in said writ, and the real estate, bound by the liens of the mortgages upon which said writs of *scire facias sur mortgage* issued, has been sold by the sheriff of the proper county by virtue of writs of *levari facias* awarded upon judgments entered in such actions, the sales so made shall and the same are hereby declared to be valid and effectual to vest in the purchasers at such sales the title to said real estate, with the same force and effect as if service of the writs of *scire facias* had been made upon the original mortgagors, or their legal representatives, in accordance

with the acts of Assembly in force prior to the passage of said act of July ninth, Anno Domini one thousand nine hundred and one.

Provided, however, That this act shall not apply to any case which shall have heretofore been judicially adjudicated. Proviso.

APPROVED—The 28th day of March, A. D. 1907.

EDWIN S. STUART.

No. 31.

AN ACT

To prohibit the fraudulent use of the name or title of secret fraternities, associations, societies, orders, or organizations; also prohibiting the fraudulent wearing or use of any emblem, badge, button, or insignia of such secret fraternal organization; and fixing the penalty for violation of this act.

Section 1. Be it enacted, &c., That it shall be unlawful, and it is hereby expressly prohibited, for any person, firm, association, society, order or organization, or any officer, agent, representative or employee thereof, or person acting or pretending to act on behalf thereof, to, in a newspaper or other publication published in this State, or in any letter, writing, circular, paper, pamphlet, or other written or printed notice, matter or device, or by word of mouth, without the authority of the grand lodge, hereinafter mentioned, fraudulently use, or in any manner, directly or indirectly, to aid in the use of, the name or title of any secret fraternal association, society, order or organization which has had a grand lodge having jurisdiction in this Commonwealth for ten years or longer; or to imitate such name or title, or any name or title so nearly resembling it as to be calculated to deceive; or to wear or use, or aid in the wearing or use of, any emblem, badge, button, device or insignia, fraudulently or with the intent to deceive; or to, without the authority of the grand lodge aforesaid, publish, sell, lend, give away, circulate, or distribute any letter, writing, circular, paper, pamphlet, or other written or printed notice, matter or device, directly or indirectly advertising for, or soliciting members or applications for, membership in such secret fraternal association, society, order or organization, or in any alleged or pretended association, society, order or organization, using, or designated or claimed to be designated or known by, such title, or imitation or resemblance thereof; or who therein or thereby, or in any manner whatsoever, offers to sell or to confer or to communicate or to give information, directly or indirectly, as to where, how, of whom, or by what

Secret fraternal associations, etc.

Fraudulent use of name or title.

Imitation of name or title.

Fraudulent use of button, etc.

Publications, etc.

Solicitation.

Pretended degrees, secret work, etc.

Presumptive
proof.

means, any alleged or pretended degrees, or any alleged or pretended secret work, or any alleged or pretended secrets, of such secret fraternal association, society, association, order or organization, or of any alleged or pretended association, society, order or organization designated or claimed to be known by such title, or imitation or resemblance thereof, can or may be obtained; conferred, or communicated. And any such letter, writing, circular, paper, pamphlet, or other written or printed notice, advertising matter or device, shall be deemed presumptive proof of the fraudulent character of the scheme therein referred to, and of an intent to violate this act.

Misdemeanor.

Fine and penalty.

Section 2. Any person or persons violating this act shall be guilty of misdemeanor, and, upon conviction, shall be punished by imprisonment for not more than three years, or by a fine not exceeding one thousand dollars, or either or both, at the discretion of the court of quarter sessions.

Repeal.

Section 3. All acts or parts of acts inconsistent herewith are hereby repealed.

APPROVED—The 28th day of March, A. D. 1907.

EDWIN S. STUART.

No. 32.

AN ACT

To cede jurisdiction over a part of the public road, known as the Emmitsburg Road, within the National Park at Gettysburg, Pennsylvania.

Adams county.

Jurisdiction over
part of Emmits-
burg Road ceded
to United States.

Limits.

Proviso.

Concurrent juris-
diction.

Proviso.

Section 1. Be it enacted, &c., That the jurisdiction of this Commonwealth is hereby ceded to the United States of America over that portion of the public road, known as the Emmitsburg Road, within the limits of the National Park at Gettysburg, as defined by the act of Congress, entitled "An act to establish a National Military Park at Gettysburg, Pennsylvania," approved the eleventh day of February, Anno Domini one thousand eight hundred and ninety-five, extending from the borough line, southwesterly, eight thousand two hundred and sixty-three feet to the public road known as the Wheatfield Road: Provided, nevertheless, That this cession is upon the express condition that the Commonwealth of Pennsylvania so far retains concurrent jurisdiction with the United States, over that part of said road which is hereby ceded, as that all civil and criminal process issued under the authority of this Commonwealth may be executed thereon, in like manner as if this act had not passed: Provided, further, That all offenses

against the criminal laws of Pennsylvania, committed upon said road, shall remain as before cognizable in the courts of this Commonwealth; but nothing herein contained shall in any wise interfere with the jurisdiction of the United States over any matters embraced in the act of Congress establishing said National Park, approved the eleventh day of February, Anno Domini one thousand eight hundred and ninety-five, nor with any laws, rules, or regulations which have been or may be adopted by the Government of the United States for the preservation and protection of its property and rights in said ceded road, and proper maintenance of good order thereon.

Criminal offenses.

APPROVED—The 28th day of March, A. D. 1907.

EDWIN S. STUART.

No. 33.

AN ACT

Authorizing cities of the third class to fix, by ordinance, the date of commencement of the fiscal year.

Section 1. Be it enacted, &c., That each city of the third class is hereby authorized to fix, by ordinance, the time for the commencement of its fiscal year.

Cities of the third class.

Fiscal year.

Section 2. All acts or parts of acts, general or special, inconsistent herewith are hereby repealed.

APPROVED—The 28th day of March, A. D. 1907.

EDWIN S. STUART.

No. 34.

AN ACT

Authorizing and empowering county controllers, in counties containing a population of from three hundred thousand to one million, to designate and appoint a solicitor; prescribing the duties of said solicitor, and fixing his term of appointment and salary.

Section 1. Be it enacted, &c., That in all counties of this Commonwealth containing a population of not less than three hundred thousand nor more than one million, as shown by the last preceding United States census, the county controller shall be, and he is hereby, authorized and empowered to designate and appoint one person, learned in the law, to act as his solicitor. It shall be the duty of said solicitor to advise upon all such legal matters as may be sub-

County controllers.

Appointment of solicitor.

Salary.

mitted to him, and to conduct any litigation desired by said county controller. He shall hold office at the pleasure of the controller, and shall receive a salary of three thousand dollars per annum, to be paid out of the county treasury.

Repeal.

Section 2. All acts or parts of acts inconsistent herewith be and the same are hereby repealed.

APPROVED—The 28th day of March, A. D. 1907.

EDWIN S. STUART.

—
No. 35.

AN ACT

To amend section two of an act, entitled "An act to provide revenue, and regulate the sale of malt, brewed, vinous, and spirituous liquors, or any admixture thereof, by requiring and authorizing licenses to be taken out by brewers, distillers, wholesalers, bottlers, rectifiers, compounders, storekeepers, and agents, having a store, office, or place of business within this Commonwealth; prescribing the amount of license fees to be paid in such cases, and by imposing an additional license fee on retail dealers in intoxicating liquors," approved the thirtieth day of July, Anno Domini one thousand eight hundred and ninety-seven, by changing the time when the treasurers of the respective counties shall pay all license funds to the State Treasurer and to the treasurers of the respective municipalities.

Payment of
license fees.

Section 1. Be it enacted, &c., That section two of an act, entitled "An act to provide revenue, and regulate the sale of malt, brewed, vinous, and spirituous liquors, or any admixture thereof, by requiring and authorizing licenses to be taken out by brewers, distillers, wholesalers, bottlers, rectifiers, compounders, storekeepers, and agents, having a store, office, or place of business within this Commonwealth; prescribing the amount of the license fees to be paid in such cases, and by imposing an additional license fee on retail dealers in intoxicating liquors," approved July the thirteenth, one thousand eight hundred and ninety-seven, which reads as follows:—

Section 2, act of
July 13, 1897, cited
for amendment.

"Section 2. On and after the passage of this act, each person or persons licensed by the proper court to sell vinous, spirituous, malt, and brewed liquors, or any admixture thereof, by retail, shall, in townships, boroughs and all cities, in addition to the license fee now fixed by law, pay to the treasurers of the respective counties, for the use of the Commonwealth, an annual license tax in the following amounts: Those resident in townships shall pay annually an additional license tax of twenty-five dollars; those resident in boroughs shall pay annually an additional license tax of fifty dollars; those resident in cities of the first and second classes shall pay annu-

ally an additional license tax of one hundred dollars; those resident in all other cities shall pay annually an additional tax of fifty dollars.

"It shall be the duty of the treasurers of the respective counties to collect said additional license tax before a license is issued to the applicant applying therefor, and pay the same to the State Treasurer within *ninety* days from the receipt thereof. It shall also be the duty of the treasurers of the respective counties to pay all license funds collected on account of any municipality to the respective treasurers thereof, *on or before the first day of September succeeding the granting of such licenses*. Nothing in this section contained shall be construed to change, modify, or alter the existing law in reference to the granting of retail licenses, or the fees paid to the local authorities for the same. It is the intention of this section to impose an additional license tax for the sole use and benefit of the Commonwealth," be and the same is hereby amended so as to read as follows:—

Section 2. On and after the passage of this act, each person or persons licensed by the proper court to sell vinous, spirituous, malt, and brewed liquors, or any admixture thereof, by retail, shall, in townships, boroughs, and all cities, in addition to the license fee now fixed by law, pay to the treasurers of the respective counties, for the use of the Commonwealth, an annual license tax in the following amounts: Those resident in townships, shall pay annually an additional license tax of twenty-five dollars; those resident in boroughs, shall pay annually an additional license tax of fifty dollars; those resident in cities of the first and second classes, shall pay annually an additional license tax of one hundred dollars; those resident in all other cities, shall pay annually an additional *license* tax of fifty dollars.

It shall be the duty of the treasurers of the respective counties to collect said additional license tax before a license is issued to the applicant applying therefor, and pay the same to the State Treasurer within *thirty* days from the receipt thereof. It shall also be the duty of the treasurers of the respective counties to pay all license funds, collected on account of any municipality, to the respective treasurers thereof, *within thirty days from the receipt thereof*. Nothing in this section contained shall be construed to change, modify, or alter the existing law in reference to the granting of retail licenses, or the fees paid to the local authorities for the same. It is the intention of this section to impose an additional license tax, for the sole use and benefit of the Commonwealth.

Licensed dealers.

In townships.

In boroughs.

In cities.

Duty of treasurers.

Time of payment.

Act not to affect granting of retail licenses.

APPROVED—The 29th day of March. A. D. 1907.

EDWIN S. STUART.

No. 36.

AN ACT

Providing for the recovery and collection of municipal claims by lien or by action of assumpsit.

Municipal claims.

Section 1. Be it enacted, &c., That hereafter all municipalities of the Commonwealth of Pennsylvania may proceed for the recovery or collection of any municipal claim or claims, whatsoever, by lien or by action of assumpsit.

APPROVED—The 4th day of April, A. D. 1907.

EDWIN S. STUART.

No. 37.

AN ACT

Making valid elections heretofore held in any certified township of this Commonwealth, for the election of trustees for the proprietors of the public lands thereof.

Certified townships.

Election of trustees.

Validation.

proviso.

Section 1. Be it enacted, &c., That in any case in which the inhabitants of any certified township, or any of the subdivisions of such certified township, including any borough or boroughs that have been erected within the original boundaries, of this Commonwealth, being the owners of land within the same, are authorized by law to meet at the place of holding elections in such township and elect trustees for the proprietors of public lands therein, and, being so authorized, have heretofore met at a place for holding general elections in such township and have elected trustees for the proprietors of public lands therein, such election shall be and is hereby declared to be valid; and the trustees so elected are declared to be the legal trustees for the proprietors, of such certified township, notwithstanding the fact that such township has been divided, or that a borough or boroughs have been erected within the original boundaries thereof, or that the number of places for holding general elections therein has been increased since the enactment of the law authorizing the election of such trustees: Provided, That such election or elections, hereby validated, shall have been held at a place of holding general elections located within the original boundaries of such certified township, and that notice of the holding thereof shall have been given in substantial compliance with the law authorizing such elections.

APPROVED—The 4th day of April, A. D. 1907.

EDWIN S. STUART.

No. 38.

AN ACT

To amend the act, approved July fifteenth, one thousand eight hundred and ninety-seven, entitled "An act to provide a more just and equitable method of distributing the school appropriation to common schools, and specifying the duties of officers in connection therewith," by providing for the enumeration of school children and the enrollment of taxables in cities of the first and second classes by officers appointed by the Boards of Education, and for the distribution of school funds to said cities on the basis of such list of taxables.

Section 1. Be it enacted, &c., That Section three of said Act, which reads as follows:—

School appropriations.

"Section 3. That the remaining one-third of the appropriation shall be distributed on the basis of the number of taxables, as returned by the last biennial assessment," be and the same is hereby amended to read as follows:—

Section 3, act of July 15, 1897, cited for amendment.

Section 3. That the remaining one-third of the appropriation shall be distributed on the basis of the number of taxables, as returned by the last biennial assessment: *Provided, That in cities of the first and second classes, where no assessors are elected or appointed, the said one-third of the appropriation shall be distributed on the basis of the number of taxables, as returned by officers employed by the Board of Education, in the manner hereafter provided, which officers, so appointed, shall be required to file an affidavit for the faithful performance of their duties.*

One-third of appropriation.

Proviso.

Cities of first and second classes.

Section 2. That section five of the said act, which reads as follows:—

"Section 5. That it shall be the duty of the assessors of the several townships, wards and boroughs in the counties and cities of this Commonwealth, to make an enrollment, at the assessment, of the total number of children of school age, between the ages of six and sixteen years, in addition to the duties required of them under existing laws, and for the same compensation per diem now allowed by law. The blanks required for this enumeration and enrollment shall be prepared according to the form prepared by, and under the direction of, the Superintendent of Public Instruction, who shall cause the same to be forwarded to the county commissioners of the several counties, for distribution to the assessors at the expense of the State," be and the same is hereby amended to read as follows:—

Section 5, act of July 15, 1897, cited for amendment.

Section 5. That it shall be the duty of the assessors of the several townships, wards and boroughs in the counties and cities of this Commonwealth to make an enrollment, at the assessment, of the total number of children of school age, between the ages of six and sixteen years, in addition to the duties required of them under existing laws, for the same compensation

Duty of assessors.

Compensation.

Blanks.

per diem now allowed by law. The blanks required for this enumeration and enrollment shall be prepared according to the form prepared by, and under the direction of, the Superintendent of Public Instruction, who shall cause the same to be forwarded to the county commissioners of the several counties, for distribution to the assessors at the expense of the State:

Proviso.

Provided, That in cities of the first and second classes, where no assessors are elected or appointed, the enrollment of children between the ages of six and sixteen years and the enumeration of taxables, for the purposes of this act, shall be made by officers appointed, and qualified as aforesaid, by the Board of Education, for a compensation not to exceed five dollars per diem.

Officers to be appointed.

Section 3. That section six of the said act, which reads as follows:—

Section 6. act of July 15, 1897, cited for amendment.

“Section 6. The enumeration and enrollment herein provided for shall be made by the assessors at the same time they are required by law to make their regular assessments for county taxes, one thousand eight hundred and ninety-seven, and at the same time, and biennially thereafter; the official returns to be made to the county commissioners shall be filed by them in the office of the county commissioners, duly verified by oath or affirmation, on or before the fourth Saturday of December, one thousand eight hundred and ninety-seven, and biennially thereafter. The county commissioners to return a summary of the same to the Superintendent of Public Instruction, on or before the last Saturday of January next following,” be and the same is hereby amended to read as follows:—

When enumeration and enrollment shall be made.

Section 6. The enumeration and enrollment herein provided for shall be made by the assessors *on the first Monday of May, or as soon thereafter as practicable, in one thousand nine hundred and seven*, and at the same time biennially thereafter; the official returns to be made to the county commissioners shall be filed by them in the office of the county commissioners, duly verified by oath or affirmation, on or before the fourth Saturday of *June, one thousand nine hundred and seven*, and biennially thereafter. The

Official returns.

Return by county commissioners.

county commissioners to return a summary of the same to the Superintendent of Public Instruction, on or before the last Saturday of *July next following: Provided, That in cities of the first and second classes, the enumeration and enrollment of school children, herein provided for, shall be made by officers appointed and qualified as aforesaid by the Board of Education, beginning on the first Monday of May, and for a compensation not exceeding five dollars per diem, and that the official returns shall be made to the county commissioners in the manner herein provided.*

Proviso.

APPROVED.—The 4th day of April, A. D. 1907.

EDWIN S. STUART.

No. 39.

AN ACT

Relative to suits in ejectment; providing that where, prior to the ejectment act of May eighth, one thousand nine hundred and one, a suit in ejectment has been brought and a verdict or judgment thereon has been given for the plaintiff or defendant, no new ejectment shall be brought thereon, and such verdict or judgment shall be conclusive, unless such new ejectment be brought within one year from the date of the passage of this act.

Section 1. Be it enacted, &c., That where, prior to the ejectment act of one thousand nine hundred and one, a verdict or judgment in ejectment shall have been given for the plaintiff or defendant no new ejectment shall be brought between the same parties, or their successors in title, unless said suit be brought within one year from the date of the passage of this act; but such verdict or judgment shall be final and conclusive, and bar the right, at the expiration of one year from said date, as aforesaid.

Ejectment.

Verdict or judgment.

New ejectment.

Limitation.

Section 2. All acts or parts of acts inconsistent herewith be and are hereby repealed.

APPROVED—The 4th day of April, A. D. 1907.

EDWIN S. STUART.

No. 40.

AN ACT

Being a supplement to an act, entitled "An act to regulate the time of holding city teachers' institutes," approved the twentieth day of April, Anno Domini one thousand nine hundred and five, extending its application to boroughs.

Section 1. Be it enacted, &c., That section one of an act, entitled "An act to regulate the time of holding city teachers' institutes," approved the twentieth day of April, Anno Domini one thousand nine hundred and five, which reads as follows:—

Teachers' institutes.

"Section 1. Be it enacted, &c., That city teachers institutes may be held, throughout the year, on any five days, or any ten half-days, which the city superintendent of schools may select for this purpose," be and the same is hereby supplemented to read as follows:—

Act of April 20, 1905, cited for amendment.

Section 1. Be it enacted, &c., That city *and borough* teachers' institutes may be held, throughout the *school* year, on any five days, or any ten half-days, which the *city or borough* superintendent of schools may select for this purpose.

City and borough.

APPROVED—The 4th day of April, A. D. 1907.

EDWIN S. STUART.

AN ACT

Fixing the pay of commissioners of roads, viewers, reviewers, and re-reviewers of roads and bridges, and commissioners appointed to run, establish or re-establish township lines, or to divide townships, or to divide townships into election districts, or boroughs into wards, in this Commonwealth.

Viewers, commis-
sioners of roads,
etc.

Per diem.

Mileage.

Repeal.

Section 1. Be it enacted, &c., That from and after the passage of this act, the pay of viewers, reviewers, and re-reviewers of roads and bridges, commissioners of roads, and of commissioners appointed to divide townships and run township lines, and to divide boroughs into wards, and townships into election districts, and to establish or re-establish township division lines, in the several counties of this Commonwealth, shall be three dollars (\$3.00), and the pay of surveyors or artists, for that purpose, shall be five dollars (\$5.00), for every day necessarily employed in the duties of their office, and five cents per mile for each mile necessary traveled in the discharge of their duties. And the same shall be paid by the proper county in all cases, at the time of the session or term of court to which their report is rendered and filed, and the petitioners asking for their appointment shall pay the same amount into the county treasury in all such cases as the court by order may direct; and the court shall require said petitioners to file a bond, together with their petition, in a sufficient sum to secure the payment of the same, when the same is concluded.

Section 2. All acts or parts of acts inconsistent herewith be and the same are hereby repealed.

APPROVED—The 4th day of April, A. D. 1907.

EDWIN S. STUART.

AN ACT

Making an appropriation to the trustees of the Eastern Pennsylvania State Institution for Feeble-minded and Epileptic, at Spring City, Chester county.

Preamble.

Whereas, The commissioners appointed under the provisions of an act, entitled "An act to provide for the selection of a site and the erection of a State institution for the feeble-minded and epileptic, to be called the Eastern Pennsylvania State Institution for the Feeble-minded and Epileptic, and making an appropriation therefor," approved the fifteenth day of May, Anno Domini one thousand nine hundred and three, have selected a site near Spring City, in East Vincent township, Chester county, Pennsylvania, and have completed a number of the buildings of the institution, which buildings when furnished will accommodate six hundred inmates:

And Whereas, In view of the present crowded condition of kindred institutions, and the urgent need of such accommodations, it is necessary and proper that the said completed buildings should be used for institutional purposes; now, therefore:

Preamble.

Section 1. Be it enacted, &c., That the sum of two hundred and forty-three thousand five hundred dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the trustees of the Eastern Pennsylvania State Institution for the Feeble-minded and Epileptic, at Spring City, Pennsylvania—said trustees to be appointed by the Governor, under the provisions of an act, entitled “An act to provide for the selection of a site and the erection of a State institution for the feeble-minded and epileptic, to be called The Eastern Pennsylvania State Institution for the Feeble-minded and Epileptic, and making an appropriation therefor,” approved the fifteenth day of May, Anno Domini one thousand nine hundred and three—for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

Appropriation.

For the maintenance and training of six hundred indigent, feeble-minded, and epileptics, residents of the State, for the period of twenty-two months, beginning August first, one thousand nine hundred and seven, the sum of two hundred and nine thousand dollars, at an annual rate of one hundred and ninety dollars per inmate, or so much thereof as may be necessary, the evidence of which is to be furnished to the Auditor General.

Maintenance.

For furnishing and equipping for occupancy and use the completed buildings upon the site, the sum of thirty thousand dollars, or so much thereof as may be necessary.

Per capita.

Furnishing.

For stocking and equipping the farm appurtenant to the institution, the sum of four thousand five hundred dollars, or so much thereof as may be necessary.

Stocking.

The trustees shall by advertisement inserted in at least twelve prominent newspapers, published at such places as the trustees may deem proper, once a week for three successive weeks before the letting of any contract, invite sealed proposals for contracts to furnish and equip the farm and buildings. All proposals shall be opened on the day named in the advertisement, and the trustees shall award the contract to the lowest responsible bidder.

Advertisement.

The trustees shall also prepare a schedule showing the number, quantity, quality, and kind of articles required in furnishing and equipping the farm and buildings, which schedule shall serve as a guide to bidders, and may be obtained upon application to the trustees.

Schedule.

APPROVED—The 4th day of April, A. D. 1907.

EDWIN S. STUART.

No. 43.

AN ACT

Making an appropriation to the trustees of the State Hospital for the Insane for the Southeastern District of Pennsylvania, located at Norristown.

Appropriation.

Section 1. Be it enacted, &c., That the sum of four hundred and sixteen thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the trustees of the State Hospital for the Insane for the Southeastern district of Pennsylvania, for the two fiscal years commencing June first, one thousand nine hundred and seven, for the following purposes; namely,—

Home for nurses.

For the erection, completion, and furnishing of a home for male nurses, the sum of seventy-five thousand (\$75,000) dollars, or so much thereof as may be necessary.

Convalescents' building.

For the erection, completion, and furnishing a convalescent building for men, the sum of sixty thousand (\$60,000) dollars, or so much thereof as may be necessary.

Chapel, etc.

For the purpose of erecting, furnishing, and completing a chapel and amusement hall, the sum of fifty thousand (\$50,000) dollars, or so much thereof as may be necessary.

Barn, etc.

For the purpose of erection and completion of a barn, wagon and farm implement and storage house, the sum of fifteen thousand (\$15,000) dollars, or so much thereof as may be necessary.

Ward buildings.

For the erection, completion, and furnishing with all necessary equipment, two ward buildings, the sum of one hundred thousand (\$100,000) dollars or so much thereof as may be necessary.

Land.

For the purpose of purchasing additional farm land, adjoining the hospital farm, consisting of about two hundred and ninety-two (292) acres, the sum of thirty thousand (\$30,000) dollars, or so much thereof as may be necessary.

Refectories.

For the purpose of extending and enlarging the present refectories, the sum of thirty thousand (\$30,000) dollars, or so much thereof as may be necessary.

Closets, floors, etc.

For the purpose of enlarging and supplying additional bathing facilities and improved closets, and to provide new floors in the present lavatories in the old ward buildings, the sum of thirty thousand (\$30,000) dollars, or so much thereof as may be necessary.

Sewage reservoir.

For the purpose of changing the location and enlarging the sewage receiving reservoir, and supplying an iron pipe-line for conveying sewage from the present ward buildings to the reservoir, the sum of ten thousand (\$10,000) dollars, or so much thereof as may be necessary.

For the purpose of raising and roofing four connecting corridors, making them two stories in height, the sum of ten thousand (\$10,000) dollars, or so much thereof as may be necessary. Repairs.

For the purpose of purchasing and installing two additional steam boilers, with the necessary equipment, the sum of six thousand (\$6,000) dollars, or so much thereof as may be necessary. Boilers.

APPROVED—The 4th day of April, A. D. 1907.

EDWIN S. STUART.

No. 44.

AN ACT

Regulating the placing of electric or any other lights interfering with railroad signals, in this Commonwealth.

Section 1. Be it enacted, &c., That from and after the passage of this act, it shall be unlawful to locate, maintain, or allow to remain, any light or lights at any place, within this Commonwealth, in such a place or manner that said light or lights interfere with the view of any railroad signal to an extent which causes danger in the operation of trains. Railroad signals.

Section 2. Whenever any light or lights have been located, maintained, or allowed to remain, in such a place or manner that it or they interfere with the view of any railroad signal to an extent which causes danger in the operation of trains, the railroad company affected may file a petition in the court of common pleas of the proper county, setting forth the facts. If, on final hearing, it shall be established to the satisfaction of the court that the light or lights complained of interfere with the view of any railroad signal to an extent which causes danger in the operation of trains, and that it is not practicable for the railroad company to alter the position of the signal or signals interfered with, the court shall order the removal or relocation of the light or lights, so complained of, and shall exercise, for this purpose, all the powers of a court of equity in enforcing injunctions and decrees. Interference of electric or other lights.

Petition.

Hearing.

Decree.

APPROVED—The 4th day of April, A. D. 1907.

EDWIN S. STUART.

No. 45.

AN ACT

Validating annexations of lots or out lots to any borough or other incorporated town, by ordinance of the burgess and town council of such borough or incorporated town, since the twenty-second day of April, Anno Domini one thousand nine hundred and three, where the descriptions of the boundaries of the original borough, filed in the Court of Quarter Sessions, were not set out in words at length, but were set out in the words of the charter of such borough or incorporated town.

Boroughs.

Annexation of
lots.

Validation.

Proviso.

Section 1. Be it enacted, &c., That all annexations of lots or out lots to boroughs or other incorporated towns in the Commonwealth of Pennsylvania, made by ordinance by the burgess and town council of such boroughs or incorporated towns, since the twenty-second day of April, Anno Domini one thousand nine hundred and three, are hereby validated and made good in law, although the courses and distances in the description of the boundaries of the original borough, filed in the court of quarter sessions of the proper county, were not set out in words at length, but were set out in the words of the charter of such original borough: Provided, such annexation or annexations, herein validated, shall be otherwise legal; and that this act shall not affect any suit or action now pending.

APPROVED—The 4th day of April, A. D. 1907.

EDWIN S. STUART.

No. 46.

AN ACT

To fix the salaries of the deputy register, clerks, and employes in the office of the register of wills of any county of this Commonwealth having a population of one million, or over.

Counties of one
million popula-
tion and over.Office of the reg-
ister of wills.

Salaries.

Section 1. Be it enacted, &c., That from and after the first day of June, one thousand nine hundred and seven, the salaries, or compensation, of the deputy register, clerks, and employes in the office of the register of wills of any county of this Commonwealth having a population of one million, or over, shall be as follows: Deputy register, at the rate of twenty-five hundred dollars per annum; one chief clerk, seventeen hundred dollars; one assistant chief clerk, sixteen hundred dollars; one bookkeeper and cashier, fifteen hundred dollars; transcribing clerks, recording clerks, inventory clerks, index clerks, compare clerks, miscellaneous clerks, and stenographer, each, at twelve hundred dollars per annum; custodians of records, and a messenger, each, at one thousand dollars per annum. Such salaries and compensation to be paid monthly by the treasurer of such county, according to existing laws.

Section 2. All laws or parts of laws inconsistent herewith are hereby repealed. **Repeal.**

APPROVED—The 4th day of April, A. D. 1907.

EDWIN S. STUART.

No. 47.

AN ACT

To amend section eleven of the act, entitled "An act to regulate the publication, binding, and distribution of the public documents of this Commonwealth," increasing the number of Reports of the Commissioners of Soldiers' Orphans' Schools.

Section 1. Be it enacted, &c., That the eleventh section of the act, entitled "To regulate the publication, binding, and distribution of the public documents of this Commonwealth," approved the seventeenth day of April, Anno Domini one thousand nine hundred and five, which reads as follows:— **Public documents.**

"Section 11. Be it enacted, &c., That *one thousand two hundred* copies of the report of the Commissioners of Soldiers' Orphans' Schools: *two hundred* for the Commission of Soldiers' Orphans' Schools, fifty for the Governor, fifty for the Secretary of the Commonwealth, and three hundred for the State Librarian," be and the same is hereby amended so as to read as follows:— **Section 11, act of April 17, 1905, cited for amendment.**

Section 11. Be it enacted, &c., That *two thousand* copies of the report of the Commissioners of Soldiers' Orphans' Schools: *two hundred for the Senate, four hundred for the House one thousand* for the Commission of Soldiers' Orphans' Schools, fifty for the Governor, fifty for the Secretary of the Commonwealth, and three hundred for the State Librarian. **Soldiers' Orphans' Schools.**

APPROVED—The 4th day of April, A. D. 1907.

EDWIN S. STUART.

No. 43.

AN ACT

Repealing an act, approved the second day of March, one thousand eight hundred and fifty-four, entitled "An act concerning roads and highways in the county of Crawford."

Section 1. Be it enacted, &c., That an act approved the second day of March, one thousand eight hundred and fifty-four, entitled "An act concerning roads and highways in the county of Crawford," be and the same is hereby repealed. **Crawford county Act of March 2, 1854. Repeal.**

APPROVED—The 4th day of April, A. D. 1907.

EDWIN S. STUART.

AN ACT

To classify the species of fish in such parts of boundary lakes, of more than five thousand acres, as this Commonwealth has jurisdiction over, and in the waters of any peninsula or in any bay adjacent to or connected with such lakes; to declare which fish are game fish, which fish are food fish, and which are minnows or bait fish; to protect and provide for the maintenance and increase of fish in such lakes; to regulate and provide for the payment of license fees for the catching of fish from such boundary lakes, and prohibit the unauthorized taking of fish from devices used by authority of such license; to provide penalties and punishments for the violation of any of the provisions of this act; and requiring the county wherein an offense is charged to pay costs of prosecution in certain instances; and repealing all acts inconsistent herewith.

Boundary lakes,
etc.

Section 1. Be it enacted, &c., That in such part or parts of lakes of more than five thousand acres, lying between this and any other State or foreign country, as this Commonwealth has jurisdiction over, and in any water on any peninsula or in any bay adjacent to or connected with such lake, the following named species of fish are hereby made specifically within the provisions of this act, to wit: All species or varieties of black or yellow bass, rock bass, calico bass or strawberry bass, crappie, muscallonge, and grass pike, which for the purpose of this act are hereby classified and hereinafter designated as game fish; and minnows and killifish, which shall hereinafter be designated as minnows or bait fish; and all other species of fish shall be called food fish.

Game fish.

Bait fish.

Food fish.

Devices and ap-
pliances.

Section 2. That it shall be unlawful to fish for or capture any game fish in any waters, within the jurisdiction of this Commonwealth, described in the first section of this act, in any manner or with any device or appliance, or by any means whatsoever, except a rod and line having not more than three hooks, or with a hand-line having not more than three hooks, or a spear used for catching carp and suckers only, or with a trolling-line with spoon hooks attached; or, for food fish, with any device not specifically permitted in this act. Any person violating any provision of this section shall, on conviction thereof, be subject to a penalty of twenty-five dollars, or, in default of payment, undergo imprisonment in the county jail for the period of one day for each dollar of fine unpaid except where otherwise provided; and any device, appliances or boats used in violating any of the provisions of this section shall be forfeited to the Department of Fisheries.

Fine and penalty.

Nets and other
devices.

Section 3. That it shall be unlawful to fish for any kind of fish, in any bay or in any waters on any peninsula described in the first section of this act, with nets or devices, or means of any kind, except a rod and line having not more than three hooks, or with

a hand-line having not more than three hooks attached, or with a trolling-line with spoon-hooks attached, at any time in the year: Provided, That nothing in this section shall be so construed as to prohibit the use of minnow-nets for angling or scientific purposes, or to prohibit the Department of Fisheries from catching fish, at any time of the year, with nets, for the purpose of stocking other waters, or for taking spawn, or from removing, by means of nets, by contract or otherwise, any fish which it may deem injurious to other game or food fishes. Any person violating any of the provisions of this section shall, on conviction, be subject to a penalty of twenty-five dollars, or, in default of payment, be imprisoned in the county jail for a period of thirty days; and all nets, devices, appliances or boats used in violating any of the provisions of this section shall be forfeited to the Department of Fisheries.

Proviso.

Scientific purposes.

Fine and penalty.

Forfeiture.

Section 4. That it shall be unlawful to catch and kill in any waters, within the jurisdiction of this Commonwealth, described in the first section of this act, or have in possession, either alive or dead, any rock bass, crappie, strawberry or calico bass, less than five inches in length; or any species of black or yellow bass, or any grass pike, less than nine inches in length; or any muscallonge less than fifteen inches in length. Any person violating any of the provisions of this section shall, on conviction, be subject to a penalty of five dollars for each and every fish so unlawfully caught, killed or had in possession; or, in default of payment, be imprisoned in the county jail for a period of one day for each dollar of fine unpaid.

Length of fish which may be legally caught.

Fine and penalty.

Section 5. That it shall be unlawful for any person, persons, partnership or corporation to place, or allow to pass into or upon any part of any lake described in this act, any dead fish, fish offal, contents of tannery vats, coal-tar, gas-tar, sawdust, or planing-mill shavings. Any person violating, or any member of a partnership or officer of a corporation that consents to or permits the violation of, any of the provisions of this section shall, on conviction, be subject to a penalty of one hundred dollars, or, in default of payment, be imprisoned in the county jail for a period of three months.

Contamination of lake, bay, etc.

Fine and penalty.

Section 6. That it shall be unlawful to fish in any waters described in the first section of this act, and over which this Commonwealth has jurisdiction, with dynamite, nitroglycerine, torpedoes, electricity, quicklime, or with any kind of explosives or poisonous substances, or to place such substances in any waters except for engineering purposes, when written permission has been given therefor by the proper National, State, city or county official or officials. Any person violating any of the provisions of this section

Explosives or poisons.

Fine and penalty. shall, on conviction, be subject to a fine of one hundred dollars, or imprisonment of six months in the county jail.

Prima facie evidence of violation. Section 7. That in all cases of arrest made for the violation of any of the sections of this act, the possession of the fishes prohibited by such section, or the possession of a net, nets or other device, at or near a place where the use of such net, nets or other device is prohibited by such section, shall be prima facie evidence of the violation of such section or sections.

Use of fish as compost, etc. Section 8. Any person or persons catching or selling game or food fish, or minor food fish, from the waters of any part of any lake described in the first section of this act, for the purpose of making compost or other fertilizing mixture, or who makes use of fish for such purposes without the consent, in writing, of the Department of Fisheries, shall, on conviction, be subject to a penalty of one hundred dollars, or an imprisonment of three months in the county jail, or both, at the discretion of the magistrate or court before whom conviction was had.

Distances. Section 9. That no net of any description shall be set, fastened, drawn or used within two miles of the entrance of any bay described in the first section of this act; nor shall any gill-net be set within three-quarters of a mile of any other portion of the shore of the part of any lake over which this Commonwealth has jurisdiction, described in the first section of this act; nor shall any other net or nets, other than gill-nets and nets fastened to and supported by poles driven in the ground, be set, fastened, drawn or used within seventeen miles from such entrance to any bay described in the first section of this act, measured in a direct line. Any person violating any of the provisions of this section shall, on conviction, be subject to a penalty of one hundred dollars, or, in default of payment, be imprisoned in the county jail for a period of three months.

Sturgeon. Lengths. Section 10. That it shall be unlawful for any person or persons, company or corporation, operating nets or devices, of whatever description or character, in the waters of any part of any lake described in this act, to capture and kill any sturgeon under three feet in length, or to have in possession the carcasses or flesh of any sturgeon of less than three feet in length. Any sturgeon of less than three feet in length, which may be captured, must be returned forthwith to the waters, with care and the least possible injury. Any person or persons violating, or any member of a partnership or officer of a corporation that consents to or permits the violation of, any of the provisions of this section shall, on conviction, be subject to a penalty of twenty-five dollars for each sturgeon illegally captured, killed or had in possession; or, in default of

Fine and penalty.

payment, be imprisoned in the county jail for a period of one day for each dollar of fine unpaid.

Section 11. That it shall be unlawful for one person to catch or kill more than ten black or yellow bass in any one day. Any person violating the provisions of this section shall, on conviction, be subject to a fine of ten dollars for each fish so captured and killed, over and above the amount herein named; or, in default of payment, be imprisoned in the county jail for a period of one day for each dollar of fine unpaid.

Bass.

Fine and penalty.

Section 12. That it shall be unlawful to fish in any part of the waters described in this act, over which this Commonwealth has jurisdiction, with any gill-net having a mesh of less than three inches, stretched mesh, factory measure; and all gill-nets used in fishing for trout shall have meshes at least five and one-half (5½) inches in size, stretched mesh, factory measure; or with any pound-net, with the net at the back side of the crib having a mesh of less than two and one-eighth (2 1-8) inches, stretched mesh, factory measure, and the net of the balance of the crib having a mesh of less than two and one-half (2½) inches, stretched mesh, factory measure: Provided, That until January first, Anno Domini one thousand nine hundred and eight, the net of the entire crib may have a mesh of not less than two and one-eighth (2 1-8) inches, stretched mesh, factory measure. Any person or persons fishing, at any time of the year, with gill-nets or pound-nets having meshes of less size than those herein described, shall, on conviction, be subject to a fine of one hundred (\$100) dollars; or, in default of payment, each person convicted shall be confined in the county jail for a period of three months; and all boats, nets and other appliances used, together with any fish caught, shall be forfeited to the Department of Fisheries.

Gill-nets.

Pound-nets.

Meshes.

Proviso.

Fine and penalty

Section 13. That it shall be unlawful for any person, persons, company or corporation, to operate for the purpose of catching fish, any boat, boats, net, nets, or any device whatsoever, except a rod and line having not more than three hooks, or a hand-line having not more than three hooks, or a spear, used for catching carp and suckers only, or with a trolling-line with spoon-hooks attached, or with set-line with hooks attached, in any part of any lakes described in this act, over which this Commonwealth has jurisdiction, without having first paid into the hands of the Department of Fisheries the following amounts as license fees, to wit: For each row or sail-boat, used in fishing with gill-nets, five dollars; for each boat of any other kind under ten tons gross burden, so used, ten dollars; for each boat of any kind of from ten to twenty tons gross burden, so used, fifteen dollars; for each boat of any kind over twenty tons gross burden, so used, twenty

Boats, nets and devices.

License fees.

Spawn.	dollars; for each pound-net, ten dollars; for each fyke-net, one dollar; for any other form of net or device, not less than one dollar or more than five dollars, as the Department of Fisheries may determine; and in addition to the license fees above set forth, the operators of each boat, so licensed, shall permit a man designated by the Commissioner of Fisheries to accompany such boat at any time when it is engaged in fishing, under and by virtue of such license, for the purpose of securing for the Department of Fisheries from the fish so caught so much of their spawn as said Department may desire to secure; and any person operating or employing others to operate, or any member of a partnership or officer of a corporation that employs or consents to the employment of any person to operate any boat, net, nets, device or devices, without having procured from the Department of Fisheries a license, as provided in this section, authorizing him, them or it so to do, shall, on conviction, be subject to a penalty of twenty-five dollars, or, in default of payment, be imprisoned in the county jail for a period of one day for each dollar of fine unpaid; and all nets, devices and boats, and appliances used in operation of said nets or devices, shall be forfeited to the Department of Fisheries.
Fine and penalty.	<p>Section 14. That it shall be unlawful for any person or persons, save the owner or owners thereof, or their lawful representatives, to remove or take fish from any device which has been duly licensed, and operated according to the provisions of this act. Any person or persons violating any of the provisions of this section shall, on conviction thereof, be subject to a fine of ten dollars for each fish so unlawfully taken, provided the total amount of fine shall not exceed one hundred dollars for taking at any one time, and, in default of payment, be imprisoned in the county jail for a period of one day for each dollar of fine unpaid; and any fish recovered shall be returned to the owner or owners of the net or device from which they were taken, and all boats and appliances used in taking the fish unlawfully shall be forfeited to the Department of Fisheries.</p> <p>Section 15. That whenever any person, persons, company, or corporation shall apply to the Department of Fisheries for a license to operate any boat, boats, net or nets, or other device, in any waters in which they may be used legally under the provisions of this act, the Department of Fisheries shall, upon receiving the fees provided in the thirteenth section of this act, issue such license, duly signed by the Commissioner of Fisheries, which license shall hold good from the time it is issued until the close of the calendar year in which it is issued, and shall be carried by the operator or operators of said boat, boats, net,</p>
Unlawful taking of fish from licensed device.	
Fine and penalty.	
Forfeiture.	
Issue of license.	
Term of.	

nets, device or devices, while they are being used. Provided, That no license shall be issued to a resident of any State or county, whose laws prohibit the issuing of a license to a resident of the Commonwealth of Pennsylvania. Said license must be shown on demand by any fish warden, constable, deputy sheriff, Fish Commissioner, or any authorized representative of the Department of Fisheries. Any person having such license in his possession, and refusing to show it on demand, shall be subject to a penalty of five dollars, or be imprisoned in the county jail for a period of one day for each dollar of fine unpaid.

Proviso.

License to be shown on demand of officers.

Fine and penalty.

Section 16. That all moneys collected as license fees and fines, under the provisions of this act, shall be paid, as received, into the State Treasury, for the use of the Commonwealth, accompanied by an itemized statement thereof, a copy of which shall be filed in the office of the Auditor General; and a duplicate thereof, when receipted by the Auditor General and the State Treasurer, shall constitute a settlement between the Commissioner of Fisheries and the Auditor General and State Treasurer as to the aforesaid license fees and fines.

Disposition of license fees and fines.

Settlements.

Section 17. That from and after the passage of this act, any Fish Commissioner, fish-warden, deputy-warden, sheriff, deputy sheriff, constable, or any special officer, or any peace officer in this Commonwealth, is hereby authorized and commanded to forthwith seize any net, nets, or device whatsoever, that may be used in violation of any provision of this act, and turn the same over to the Department of Fisheries; and they are hereby authorized and commanded to forthwith apprehend and arrest any person or persons who may be guilty of violating any of the provisions of this act, and take him or them before any justice of the peace, magistrate, or other legally constituted authority, and thereupon make charge of such violation of the law, or any of the provisions thereof; and the magistrate shall forthwith hear and determine the charge as provided in this act. And in case any Fish Commissioner, fish-warden, or any other officer named above, fails to prove his case, and the defendant or defendants are discharged, or, in case the defendant or defendants are convicted, and are sent to jail in lieu of the payment of fine or fines, penalty or penalties, the county in which the case is heard shall pay the costs. Such arrests may be also made on Sunday, in which case the person or persons shall be taken before the proper officer, and proceeded against on a week day following the arrest.

Seizures.

Arrests.

When county shall pay costs.

Section 18. That from and after the passage of this act, any justice of the peace, alderman or magistrate, upon information or complaint being made before him by the affidavit of one or more persons,

Warrants.

Hearing.

Fine and penalty.

Repeals.

charging any person with having violated any of the provisions of this act, is hereby required and authorized to issue his warrant, under his hand and seal, directed to any constable, police officer, or warden, requiring such person or persons to be arrested and brought before such justice of the peace, alderman, or magistrate, who shall hear and determine the guilt or innocence of the person or persons so charged; and, if convicted, such justice of the peace, alderman, or magistrate shall sentence the person or persons, so convicted, severally to pay the fine or fines, penalty or penalties, provided in this act for such violation or violations, together with the costs of suit; and such fines or penalties shall be appropriated as provided in section seventeen of this act.

Section 19. That the following act and parts of acts, intended to be supplied by this act, be and the same are hereby repealed:—

“An act to classify the species of fish in such parts of boundary lakes, of more than five thousand acres, as this Commonwealth has jurisdiction over, and in the waters of any peninsula or in any bay adjacent to or connected with such lakes; to declare which fish are game fish, which fish are food fish, and which are minnows, or bait fish; to protect and provide for the maintenance and increase of fish in such lakes; to regulate and provide for the payment of license fees for the catching of fish from such boundary lakes; and to provide penalties and punishments for any violation of any of the provisions of this act, and to repeal all acts inconsistent herewith,” approved the twenty-second day of April, Anno Domini one thousand nine hundred and five.

And, in addition to the above, all acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

APPROVED—The 4th day of April, A. D. 1907.

EDWIN S. STUART.

No. 50.

AN ACT

To amend the sixth section of an act, approved June third, one thousand eight hundred and ninety-five, entitled “An act authorizing the Commonwealth of Pennsylvania to rebuild county bridges over navigable rivers, and other streams, which have been declared public highways by act of Assembly, where such bridges have been destroyed by flood, fire, or other casualty; providing for the appointment of viewers and inspectors, and the payment of the cost of rebuilding such bridges,” so as to permit of partial payments to contractors as the work of rebuilding progresses.

County bridges.

Section 1. Be it enacted, &c., That the sixth section of an act, approved June third, one thousand eight hundred and ninety-five, entitled “An act authorizing

the Commonwealth of Pennsylvania to rebuild county bridges over navigable rivers, and other streams, which have been declared public highways by act of Assembly, where such bridges have been destroyed by flood, fire, or other casualty; providing for the appointment of viewers and inspectors, and the payment of the cost of rebuilding such bridges," which reads as follows, namely:—

"Section 6. If, by the report of the inspectors, it appears that said bridge has been built in conformity with the terms of the contract and specifications, and such report is approved by the court, *then* it shall become the duty of the Auditor General to draw a proper warrant upon the State Treasurer *for the contract price of said bridge*, payable out of *any moneys in the treasury not otherwise appropriated*, and in the event that by the report of said inspectors it is made to appear that a deduction should be made from the contract price as hereinbefore mentioned, and such report is acquiesced in by the contractor, or the amount *thereof* is finally determined by the said court in the manner hereinbefore provided, it shall be the duty of the Auditor General, in like manner, to draw a proper warrant for such sum upon the State Treasurer, payable out of *any moneys in the treasury not otherwise appropriated*, in full satisfaction of the claims of the contractor," be and the same is hereby amended so that the said section shall read as follows; to wit,—

Section 6. *Partial payments on contracts, heretofore or hereafter entered into, shall be made, from time to time, to the contractor as the work progresses, based upon estimates made by the superintendent of construction, setting forth the relative value of work done, and by him approved at the time of estimate, as compared with the total contract price; all such estimates, however, to be approved by a majority of the Board of Public Grounds and Buildings before payment; but at no time before the completion of the work, and final approval thereof by the court, shall any payment or payments be made in excess of eighty per centum of the estimated value of work done, and approved by the superintendent of construction, in manner aforesaid. If, by the report of the inspectors, it appears that said bridge has been built in conformity with the terms of the contract and specifications, and such report is approved by the court, payment shall be made of all the contract price not previously paid. Upon approval of any estimate by the Board of Public Grounds and Buildings, or upon approval by the court of the report of the inspectors, finding that the bridge has been built in conformity with the terms of the contract and specifications, as the case may be, it shall become the duty of the Auditor General to draw a proper warrant upon the State*

Section 6, of act of June 8, 1895, cited for amendment.

Partial payments on contracts.

Approval of work.

Report of the inspectors.

Duty of Auditor General.

Treasurer, *in accordance with the foregoing, payable out of the appropriation made for such purpose*; and in the event that, by the report of said inspectors, it is made to appear that a deduction should be made from the contract price, as hereinbefore mentioned, and such report is acquiesced in by the contractor, or the amount of *the contract price owing* is finally determined by the said court, in the manner hereinbefore provided, it shall be the duty of the Auditor General, in like manner, to draw a proper warrant for such sum *as shall thus appear to be owing, exclusive of any payments that have been previously made*, upon the State Treasurer, payable out of *the appropriation made for such purpose*, in full satisfaction of the claims of the contractor.

APPROVED—The 4th day of April, A. D. 1907.

EDWIN S. STUART.

—
No. 51.

AN ACT

Creating, in counties having a population from three hundred thousand to one million, a Board to fix and determine the number and compensation of employes in all county offices, boards, bureaus, departments, and divisions thereof; prescribing the powers and duties of said board, and regulating appeals from the decision thereof.

Allegheny county.

Board to fix number and compensation of county employes.

Proviso.

Meetings.

Exofficio members.

Section 1. Be it enacted, &c., That the county controller and the county commissioners in all counties of this Commonwealth, having a population of not less than three hundred thousand nor more than one million, according to the last preceding United States census, be and they are hereby constituted a Board, in their respective counties, whose duty it shall be to fix and determine, in manner herein provided, the number and compensation of the employes of any and all county offices, boards, bureaus, departments, and divisions thereof, whether elected by the people or appointed according to law: Provided, however, The number of said employes and the salaries to be paid them have not otherwise been specifically determined by act of Assembly.

Section 2. The said Board shall meet, from time to time, when required by any county officer, president, or other executive head of any separate board or division, whatsoever, the number or compensation of whose employes is sought to be fixed and determined; and shall forthwith consider and fix and determine the same, in manner as they may deem best for the public service; and such county officer, president, or executive head shall sit as a member of said Board, and be entitled to vote so long as the matter

affecting his office is under consideration, and no longer, and a decision of the majority shall govern. A full minute of all meetings of said Board shall be entered in a book kept for that purpose. Record.

Section 3. Any county officer, president, or executive head, as aforesaid, shall have the right to appeal from the decision of said Board to the court of common pleas of the proper county, and shall be entitled to have the merits of his case fully heard and considered. The decision of said court shall be final. Appeals.

Section 4. All acts or parts of acts inconsistent herewith be and the same are hereby repealed. Repeal.

APPROVED—The 4th day of April, A. D. 1907.

EDWIN S. STUART.

No. 52.

AN ACT

To regulate the maximum rate and minimum fare to be charged for transportation of passengers by railroad companies, and prescribing the penalty for violation thereof.

Section 1. Be it enacted, &c., That after the thirtieth day of September, one thousand nine hundred and seven, no company operating a railroad, in whole or in part in this Commonwealth, shall demand or receive more than two cents fare per mile, or for a fraction thereof, contracted to be traveled or traveled by any passenger on such railroad in this Commonwealth: Provided, however, That the minimum fare charged by such company need not be less than five cents: Provided, further, That passengers paying fare in cash upon the trains of said companies may be charged a sum not to exceed ten cents, in addition to the regular fare, as hereinbefore provided, and for such excess payment shall be given a rebate check, redeemable in cash at any ticket office of the company issuing said check. Railroad companies.
Passenger rates.
Provido.
Provido.
Rebate checks.

Section 2. Any railroad company which shall charge, demand, or receive any greater compensation for the transportation of any passenger or person than is authorized by this act, shall be subject to a penalty of one thousand dollars for each and every offence, which shall be payable to the county where such illegal charge is made, and shall be recoverable by said county as debts of like amount are now recoverable by law. Penalty.

Section 3. That all acts or parts of acts, either general or special, inconsistent herewith be and the same are hereby repealed. Repeal.

APPROVED—The 5th day of April, A. D. 1907.

EDWIN S. STUART.

AN ACT

Creating a reward or bounty for the destruction of certain noxious animals, killed within the Commonwealth of Pennsylvania; providing a method for the payment of the same by the several counties of the Commonwealth, which, in turn, are to be reimbursed by the Commonwealth; making an appropriation for such reimbursement; and providing penalties for violation of its several provisions.

Bounty.

Section 1. Be it enacted, &c., That from and after the passage of this act, there shall be paid by the Commonwealth of Pennsylvania a reward or bounty for the killing, within the Commonwealth, of certain noxious animals, as follows: For each wildcat, the sum of four dollars; for each fox, the sum of two dollars; for each weasel or mink, the sum of one dollar.

Wildcat, fox,
mink, weasel.

Production of
slain animal or
pelt.

Section 2. It shall be the duty of any person, who, having killed one of these animals within the Commonwealth and being desirous of securing the reward or bounty named in section one of this act, to produce such slain animal, or the entire pelt thereof, before any magistrate or alderman or justice of the peace of the county in which said animal was killed, and to make affidavit that he killed the same; stating clearly the time of such killing, and that the place at which such animal was killed (naming it) was within the Commonwealth of Pennsylvania. Upon the production of such animal or pelt, and the making of such affidavit, the magistrate or alderman or justice of the peace, as may be, shall, in the presence of the party making such affidavit and at least one elector of the county in which the claim is made, cut off the ears from such animal or pelt, and burn the same.

Affidavit.

Duty of officials.

Certificate.

Section 3. Upon the destruction of such ears, the said official shall give to the party making such affidavit a certificate, directed to the commissioners of the county in which he has jurisdiction; setting forth clearly the fact that the provisions of this act having been complied with, naming the kind of animal killed, the name of the person killing it, the time it was killed, and the name of the place within the Commonwealth where it was thus killed. Upon the presentation of such certificate, in proper form, the commissioners of the county shall give an order for the amount named in such certificate to the person presenting the same, drawn upon the county treasurer, directing the payment of the reward or bounty as provided for by this act; and the county treasurer shall at once, upon the presentation of such order, pay the same from the funds in his hands belonging to said county.

Order.

Report of county
commissioners.

Section 4. The county commissioners of the several counties of this Commonwealth shall keep an accurate account of all applications made to them for bounty under the provisions of this act, and shall, on or about

the first day of January and the first day of June, of each year, prepare and forward to the Auditor General of the Commonwealth, at Harrisburg, an itemized statement, to be prepared upon a form supplied by the Auditor General, of all the several amounts directed by them to be paid between the aforesaid dates, and under the provisions of this act, making affidavit thereto; and accompanying the same by a sworn statement of the county treasurer, setting forth the fact that the several amounts were actually paid by him, in compliance with said orders; and the Auditor General shall, if he finds the before-named return in proper form, draw a warrant in favor of such county, upon the State Treasurer, for the amount so claimed and approved; which said warrant, upon presentation to the State Treasurer, shall be paid out of the appropriation hereinafter provided.

Statement.

Warrant.

Section 5. Any person who shall wilfully or fraudulently collect, or attempt to collect, any reward or bounty provided for by this act, to which he or they are not legally entitled under the provisions of this act; or shall aid or abet, or assist in any capacity, official or otherwise, in an attempt to defraud the State through the collection or payment of any reward or bounty provided for by this act, shall be guilty of a misdemeanor, and, upon conviction thereof, shall be sentenced to pay to the Commonwealth of Pennsylvania a penalty of not less than one hundred dollars or more than five hundred dollars, or suffer an imprisonment in the common jail of the county for a period of one day for each dollar of penalty imposed.

Violations.

Fine and penalty.

Section 6. That the sum of fifty thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated for the purpose of carrying into effect the provisions of this act.

Appropriation.

Section 7. All acts or parts of acts inconsistent with the provisions of this act are hereby repealed.

Repeal.

APPROVED—The 10th day of April, A. D. 1907.

EDWIN S. STUART.

No. 54.

AN ACT

Amending an act, entitled "An act authorizing any of the boroughs of this Commonwealth to pay a salary to the chief burgess thereof (Pamphlet Laws, one thousand nine hundred and five, page one hundred and sixteen), by providing that in boroughs of over five thousand population, where such salary would fall below the sum of fifty dollars per month, the borough council, in its wisdom, may increase said salary to an amount not exceeding fifty dollars per month.

Section 1. Be it enacted, &c., That an act, entitled "An act authorizing any of the boroughs of this Commonwealth to pay a salary to the chief burgess thereof," and which reads as follows:—

Boroughs.

Act of April 7,
1905, cited for
amendment.

“Section 1. Be it enacted, &c., That the boroughs of this Commonwealth shall have full power and authority to pay a salary to the chief burgess thereof, such salary to be fixed by appropriate ordinance, and not to exceed the sum of fifty dollars annually for each one thousand inhabitants, or majority fraction thereof, residents in said borough, as ascertained by the last United States decennial census,” be and the same is hereby amended to read as follows:—

Salary of chief
burgess.

That the boroughs of this Commonwealth shall have full power and authority to pay a salary to the chief burgess thereof, such salary to be fixed by appropriate ordinance, and not to exceed the sum of fifty dollars annually for each one thousand inhabitants, or a majority fraction thereof, residents in such borough, as ascertained by the last United States decennial census: *Provided, however, That where such salary would fall below the sum of fifty dollars per month, the borough, in boroughs of over five thousand population, council, in its wisdom, may increase said salary to an amount not exceeding fifty dollars per month.*

Proviso.

Section 2. All acts or parts of acts inconsistent with the provisions of this act be and the same are hereby repealed.

APPROVED—The 15th day of April, A. D. 1907.

EDWIN S. STUART.

No. 55.

AN ACT

Providing that in certain cases defendants may enter pleas of guilty, and be sentenced forthwith, without a bill of indictment being presented to a grand jury.

Courts.

Plea of guilty.

Section 1. Be it enacted, &c., That whenever hereafter, within this Commonwealth, any person is charged with the commission of any crime, and such person is willing to enter a plea of guilty, and shall notify the district attorney to that effect, no bill of indictment charging such offense shall be sent to a grand jury; but the district attorney shall at once prepare a bill of indictment, in the usual form, and the plea of guilty shall, at the request of the said defendant or defendant's counsel be entered thereon, and the court of the proper county at any session thereof, shall thereupon, forthwith, impose sentence for the offence set forth therein: *Provided, however, That nothing in this act shall be construed so as to relate to, or change the proceedings in, homicide cases in this Commonwealth: And provided further, That the defendant may withdraw his plea of guilty, at any time before sentence, by leave of the court.*

Proviso.

Proviso.

APPROVED—The 15th day of April, A. D. 1907.

EDWIN S. STUART.

No. 56.

AN ACT

Regulating the sale of milk, skim-milk, and cream; establishing the standard of measurement; and providing for the enforcement thereof.

Section 1. Be it enacted, &c., That on and after the first day of July, one thousand nine hundred and seven, it shall be unlawful for any person, firm, or corporation to sell or offer for sale, or demand from any person offering for sale, either wholesale or retail, within the State of Pennsylvania, any milk, skim-milk, and cream according to any other standard of measurement than that known as the liquid, or wine, measure, containing two hundred and thirty-one cubic inches to the gallon: Provided, That nothing in this act will prevent the sale of milk, skim-milk, and cream by weight or percentage of butter-fat.

Milk, skim-milk and cream.

Standard of measurement.

Proviso.

Section 2. Every person, firm, or corporation, and every officer, agent, servant, or employe of such person, firm, or corporation, who shall violate any of the provisions of this act; or any person, firm or corporation, and every officer, agent, servant, or employe of such person, firm, or corporation, demanding, offering, and receiving a greater measure than that specified in the first section of this act, shall be deemed guilty of a misdemeanor, and, upon the conviction thereof in the court of quarter sessions of the proper county, shall be sentenced to pay a fine of not less than twenty-five dollars and not more than one hundred dollars, with costs of prosecution, or undergo imprisonment not exceeding thirty days, or both, at the discretion of the court.

Violations.

Penalty.

Section 3. All acts or parts of acts inconsistent herewith are hereby repealed.

Repeal.

APPROVED—The 15th day of April, A. D. 1907.

EDWIN S. STUART.

No. 57.

AN ACT

Regulating the hunting and killing and possession of wild water-fowl in the Commonwealth of Pennsylvania, and prescribing penalties for the violation of its provisions.

Section 1. Be it enacted, &c., That from and after the passage of this act, it shall be unlawful for any person to kill, within this Commonwealth, any wild goose or swan or wild duck, of any description, or any wild bird belonging to the family Anatidae or to the

Wild water-fowl, killing of.

Open season.	family Podicipidae, and generally known as wild water-fowl, except from the first day of September to the tenth day of April, next following; during which time, excepting on Sundays, such wild water-fowl, of all descriptions, may be killed without limit, either daily or otherwise. Each and every person who shall violate any of the provision of this section shall be liable to a penalty of ten dollars for each bird killed or taken, or suffer an imprisonment in the common jail of the county for a period of one day for each dollar of penalty imposed.
Fine and penalty.	<p>Section 2. It shall be unlawful to hunt or pursue any wild water-fowl, protected by law, from or with any craft propelled by any means other than oars, pole, or hand-paddles. Any person using such forbidden craft or boat for such purpose, or the captain or owner, or other person in charge, of such boat or craft, who shall allow or knowingly permit the same to be used contrary to the provisions of this section while he is on board, shall be liable to the penalties herein imposed. Each and every person who shall violate any provision of this section shall be liable to a penalty of fifty dollars per day for each day on which any forbidden craft or boat may be used to hunt or pursue wild water-fowl, and ten dollars for each other contrivance or device set, placed, or carried contrary to the provisions of law. All boats, decoys, guns, shooting paraphernalia, or other contrivances or devices of whatsoever description, used by any person or persons in violation of the provisions of this section, or in violation of any of the provisions of the game laws of this Commonwealth, shall, unless the fine imposed and costs be paid, be forfeited to the Board of Game Commissioners, who shall destroy or sell the same at their pleasure, and apply the fund thus arising to the purposes of their appointment.</p>
Unlawful use of water-craft.	<p>Section 3. Any person may have in his possession, after the same has been legally killed in this Commonwealth, any game-bird of the kinds protected by this act, for a period of fifteen days after the time limit for killing the same has expired. The possession of the body or skin, or any part thereof, of a game-bird, at any time except during the open season for such game in this State, and fifteen days thereafter, shall in every instance be prima facie evidence that the same is held or possessed in violation of law: Provided, however, That the provisions of this section shall not apply to any game birds mounted for scientific purposes, or game birds killed in the open season and mounted for decorative purposes.</p>
Penalty.	<p>Section 4. Each and every magistrate, alderman, and justice of the peace of this Commonwealth shall have the power of summary conviction in all matters pertaining to the enforcement of any of the provis-</p>
Forfeiture of boats, guns, etc.	
Game in possession in close season.	
Evidence of violation.	
Proviso.	
Summary conviction.	

ions of this act; and all actions for violation of any of said provisions, excepting where the defendant is taken in the act or in a pursuit immediately following said act, shall be commenced by affidavit, made within one year of the time of the commission of such offense. Each and every magistrate, alderman, or justice of the peace, on complaint made before him by the affidavit of any person of a violation of any of the provisions of this act by any person, is hereby authorized and required to issue his warrant, under his hand and seal, directed to any constable, police officer, game protector, deputy game protector, or any other peace officer of the State whose duty it is to protect the game or wild birds of the State; and to cause such person to be brought before him, the said magistrate, alderman or justice of the peace, who shall hear the evidence and determine the guilt or innocence of the person charged. If the accused be convicted of such offense, he shall be sentenced to pay the penalty prescribed by the section violated, together with the costs of suit. All penalties collected in cases where the prosecutor is a game protector shall be immediately surrendered by the court receiving the same to such prosecutor, who in turn shall, as soon as may be, either deliver or forward such amount to the secretary of the Game Commission, who shall deposit the same in the State Treasury for the use of the Commonwealth. Where any other than a game protector is the prosecutor, one-half of any penalty thus collected shall belong to such prosecutor, and shall be paid to him by the court receiving same; and the remaining one-half of such penalty shall be forwarded by such court to the county treasurer of the county in which the offense was committed, together with a statement of the cause for which said money was collected. It shall be the duty of each county treasurer to keep a record of the cause for which said money was collected, and to forward the same, at least once a month, to the State Treasurer, for the use of the Commonwealth. Any defendant refusing to pay the penalty imposed, together with the costs of prosecution, shall be committed to the common jail of the county, for a period of one day for each dollar of penalty imposed, unless he shall enter into good and sufficient recognizance, with one or more sureties, to answer such complaint, on a charge of misdemeanor, before the court of quarter sessions of the peace in and for the county in which the offense was committed; which said court, on the conviction of the defendant of such offense, and upon his failure to pay the penalty imposed, together with the costs of prosecution, shall commit such defendant to the common jail of the county for a period of one day for each dollar of penalty imposed; Provided, That any

Actions.

Warrant.

Hearing.

Penalties.

Disposition of.

Duty of county
treasurers.Refusal to pay
fine.

Commitment.

Proviso,

Receipt.

person charged with a violation of any provision of this act, may, at his discretion, sign an acknowledgment of the offense committed, and pay to the duly authorized and sworn game protector or deputy game protector the penalty in full, as fixed by the section violated, with costs to that date; and the printed receipt which he shall receive therefor, and which in all instances shall bear the imprint of the seal of the Board of Game Commissioners and the signature of its secretary, shall be evidence of a full satisfaction of the offense committed

Repeal.

Section 5. All acts or parts of acts inconsistent with the provisions of this act are hereby repealed.

APPROVED—The 15th day of April, A. D. 1907.

EDWIN S. STUART.

No. 58.

AN ACT

Authorizing the Insurance Commissioner to employ inspectors, and fixing their compensation.

Insurance Department.

Inspectors.

Duties.

Section 1. Be it enacted, &c., That from and after the passage of this act, the Insurance Commissioner shall be authorized to employ two inspectors, at an annual salary of fifteen hundred dollars (\$1,500.00), and actual expenses incurred, to be paid monthly, as other employes of the Insurance Department are paid; whose duty it shall be, under the direction of the Insurance Commissioner, to investigate all violations of the Insurance Laws and report to the Commissioner, and perform such other duties as the Insurance Commissioner shall, from time to time, direct.

APPROVED—The 15th day of April, A. D. 1907.

EDWIN S. STUART.

No. 59.

AN ACT

To amend section one of article one of an act, entitled "An act to amend section one, article one, of an act, entitled 'An act providing for the incorporation and government of cities of the third class,' approved May twenty-third, Anno Domini one thousand eight hundred and eighty-nine; providing for the submission of the question of incorporation of such city of the third class, by councils, upon the petition of a certain number of the qualified electors of the towns or boroughs embraced within the limits of the proposed city," approved the tenth day of April, Anno Domini one thousand nine hundred and five; providing for the submission of such question of the incorporation of such city of the third class, by the court of quarter sessions of the peace of the county wherein such proposed city is to be located, upon the petition of a certain number of the qualified electors of the towns and boroughs embraced within the limits of the proposed city, to the qualified electors, and the manner of voting thereon.

Cities of the third class.

Section 1. Be it enacted, &c., That section one, article one, of an act, entitled "An act to amend section

one, article one, of an act, entitled 'An act providing for the incorporation and government of the cities of the third class', approved May twenty-third, Anno Domini one thousand eight hundred and eighty-nine; providing for the submission of the question of incorporation of such city of the third class, by councils, upon the petition of a certain number of the qualified electors of the towns or boroughs embraced within the limits of the proposed city," approved the tenth day of April, Anno Domini one thousand nine hundred and five, which reads as follows:—

"Section 1. Article one. Be it enacted, &c., That cities of the third class shall be chartered whenever a majority of the electors of any town or borough, or any two or more contiguous towns or boroughs, situated within the limits of the same county, and having together a population of at least ten thousand, according to the last preceding United States census, shall vote at any general election in favor of the same; and the councils or corporate authorities of any such town or borough, or of any such contiguous towns or boroughs, as the case may be, may, on their own motion or upon the petition of one hundred or more qualified electors thereof, shall, by resolution duly passed and recorded among the minutes, submit the question of whether any such town or borough, or whether any such contiguous towns or boroughs, shall become a city of the third class, to the qualified electors thereof; and shall give notice thereof during at least four weeks immediately prior to the next general election, in all of the newspapers published in said towns or boroughs, that such an election will be held; and at the said general election it shall be the duty of the inspectors and judges of elections within said towns or boroughs to receive tickets, either written or printed, from the electors thereof, qualified to vote by the Constitution of this State, labeled on the outside "city charter," and containing on the inside "for city charter" or "against city charter," and to deposit said tickets in a box to be provided for that purpose; and the tickets so received shall be counted, and a return thereof made to the clerk of the court of quarter sessions of the proper county and a duplicate return to the Secretary of the Commonwealth, each duly certified in the manner required by law; and in receiving, counting and making returns of the votes cast, the inspectors, judges and clerks of said election shall be governed by the laws of this Commonwealth regulating general elections; and all the electors, inspectors, judges and clerks, voting at and in attendance upon the elections to be held under the provisions of this act, shall be subject to the penalties imposed by the election laws of this Commonwealth," be and the same is hereby amended so as to read as follows:—

Section 1, article 1, act of April 10, 1905, cited for amendment.

Chartering of
cities of the third
class.

Duty of the court
of quarter ses-
sions.

Duty of county
commissioners.

Election.

Duty of in-
spectors and
judges.

Return of elec-
tion.

Section 1. Article one. Be it enacted, &c., That cities of the third class shall be chartered whenever the majority of the electors of any town or borough, or of any two or more contiguous towns or boroughs, situated within the limits of the same county, and having together a population of at least ten thousand, according to the last preceding United States census, shall vote at any general election in favor of the same; and it shall be the duty of the court of quarter sessions of the peace of the county within which such town or borough, or such contiguous towns or boroughs, shall be situated, upon the petition of one hundred or more qualified electors of such town or borough, or of such contiguous towns or boroughs, to submit the question of whether any such town or borough, or whether any such contiguous towns or boroughs, shall become a city of the third class, to the qualified electors thereof, at the next general election; and notice thereof shall be given during at least four weeks immediately prior to the next general election, in all of the newspapers published in said towns or boroughs; and the county commissioners shall cause to be printed on the official ballots for such general election, below the list of candidates, the words "For a city charter," followed by the words "Yes" and "No," with squares of sufficient size to the right of said words "Yes" and "No," as required by law; and the qualified voters of said towns and boroughs, qualified to vote by the Constitution of this State, shall at such general election mark in the square opposite the words "Yes" and "No," by a cross mark (X), his answer to the question submitted; and it shall be the duty of the inspectors and the judges of the election therein to receive such ballots, and the marks so made on them shall be counted, and a return thereof made to the clerk of the court of quarter sessions of the peace of the proper county, and a duplicate return to the Secretary of the Commonwealth, each duly certified in the manner required by law; and in receiving, counting, and making return of the votes cast, the inspectors, judges and clerks of said election shall be governed by the laws of this Commonwealth regulating general elections; and all the electors, inspectors, judges and clerks, voting at and in attendance upon the elections to be held under the provisions of this act, shall be subject to the penalties imposed by the election laws of this Commonwealth.

APPROVED—The 15th day of April, A. D. 1907.

EDWIN S. STUART.

No. 60.

AN ACT

To establish schools for adults, including foreigners; and providing for instruction, and employment of teachers for same.

Section 1. Be it enacted, &c., That whenever an application shall be made to the school-directors of any school district of this Commonwealth, requesting the said board to provide means for the instruction of any colony, camp, or settlement of adults, including foreigners, who may reside temporarily or permanently within the boundaries of said school district, it shall be the duty of said board to arrange a suitable and convenient place wherein any such persons desiring to attend may be instructed in the several branches now taught in the common schools of this Commonwealth.

Schools for adults, including foreigners.

Duty of school board.

Section 2. The application or petition shall be signed by at least twenty persons of said school district, who may either be taxable residents of said district, or aliens desiring such tuition: Provided, That any alien, so signing, must accompany his request by the statement that he desires to avail himself of the said instruction.

Application.

Proviso.

Section 3. The said school may be discontinued, at any time, at the discretion of the said school board, whenever the average daily attendance for any month is less than fifteen.

Attendance.

Section 4. It shall be in the discretion of the school board to use any one or more of the schoolhouses established for the ordinary and usual school purposes, or to erect or provide such suitable building or buildings, portable or permanent, as may be necessary.

Schoolhouses.

Section 5. That, upon receipt of such application or petition, the school board shall at once proceed to provide a suitable location for such school, hire the necessary teachers, and make all needful expense to open and continue said school: Provided, That any two or more school districts may unite in the establishment, support, and maintenance of said schools: Provided, however, That the establishing and maintaining of such schools shall be optional with the school boards of the several districts, except such years as a State appropriation is made for this purpose.

Establishment of school.

Proviso.

Proviso.

Section 6. The school board may prescribe the hours at which the schoolhouse may be open for instruction, which shall be between the hours of nine o'clock in the forenoon and nine o'clock in the evenings.

School hours.

Section 7. The instruction in said school shall be in the English language, except when necessary to translate the same into the original language of the scholars; Provided, That no sectarian instruction shall be allowed.

Instruction.

Proviso.

Section 8. All acts or parts of acts, heretofore passed, inconsistent herewith, be and the same are hereby repealed.

APPROVED--The 15th day of April, A. D. 1907.

EDWIN S. STUART.

No. 61.

AN ACT

To provide for the better protection of deer in the Commonwealth of Pennsylvania, and prescribing penalties for violation of its several provisions.

Deer.

Open season.

Violations.

Fine.

Prima facie evidence.

Summary conviction.

Affidavit.

Authority of magistrates, aldermen and justices of the peace.

Section 1. Be it enacted, &c., That from and after the passage of this act, it shall be unlawful for any person to take or kill or wound, or to attempt to take or kill or wound, any deer in this Commonwealth, except from the fifteenth day of November to the first day of December of the same year; or to have a deer so taken or killed, or any part thereof, in possession, except during said open season, and for fifteen days thereafter; or to kill in any one season more than one deer, which in every instance shall be a male deer, with horns. Each and every person violating any provision of this section shall be liable to a penalty of one hundred dollars, or suffer imprisonment in the county jail for a period of one day for each dollar of penalty imposed.

Section 2. That the possession of the dead body of a deer, or of any part thereof, shall, unless the head bearing horns be attached thereto, or shall be immediately produced upon demand made by any officer of the Commonwealth whose duty it is to protect the game of the State, in all instances be prima facie evidence of a violation of the provisions of this act, and shall render the person in whose possession or under whose control the same may be found liable to the penalty imposed by this act for the killing of a deer, other than a male deer with horns.

Section 3. Each and every magistrate, alderman, and justice of the peace of this Commonwealth shall have the power of summary conviction in all matters pertaining to the enforcement of any of the provisions of this act; and all actions for violation of any of said provisions, excepting where the defendant is taken in the act or in a pursuit immediately following said act, shall be commenced by affidavit made within one year of the time of the commission of such offense. Each and every magistrate, alderman, or justice of the peace, on complaint made before him, by the affidavit of any person, of a violation of any of the provisions

of this act by any person, is hereby authorized and required to issue his warrant, under his hand and seal, directed to any constable, police officer, game protector, deputy game protector, or any other peace officer of the State whose duty it is to protect the game or wild birds of the State, and to cause such person to be brought before him, the said magistrate, alderman, or justice of the peace, who shall hear the evidence and determine the guilt or innocence of the person charged. If the accused be convicted of such offense, he shall be sentenced to pay the penalty prescribed by the section violated, together with the costs of suit. All penalties collected in cases where the prosecutor is a game protector shall be immediately surrendered by the court receiving the same to such prosecutor, who in turn shall, as soon as may be, either deliver or forward such amount to the secretary of the Game Commission, who shall deposit the same in the State Treasury, for the use of the Commonwealth. Where any other than a game protector is the prosecutor, one-half of any penalty thus collected shall belong to such prosecutor, and shall be paid to him by the court receiving same, and the remaining one-half of such penalty shall be forwarded by such court to the county treasurer of the county in which the offense was committed, together with a statement of the cause for which said money was collected. It shall be the duty of each county treasurer to keep a record of the cause for which said money was collected, and to forward the same, at least once a month, to the State Treasurer, for the use of the Commonwealth. Any defendant refusing to pay the penalty imposed, together with the costs of prosecution, shall be committed to the common jail of the county, for a period of one day for each dollar of penalty imposed, unless he shall enter into good and sufficient recognizance, with one or more sureties, to answer such complaint, on a charge of misdemeanor, before the court of quarter sessions of the peace in and for the county in which the offense was committed; which said court, on the conviction of the defendant of such offense, and upon his failure to pay the penalty, together with the costs of prosecution, shall commit such defendant to the common jail of the county for a period of one day for each dollar of penalty imposed: Provided, That any person charged with a violation of any provision of this act may, at his discretion, sign an acknowledgment of the offense committed, and pay to the duly authorized and sworn game protector or deputy game protector the penalty in full, as fixed by the section violated, with costs to that date; and the printed receipt which he shall receive therefor, and which in all instances shall bear the imprint of the seal of the Board of Game Commissioners and the

Warrant.

Hearing.

Convictions.

Disposition of
fines collected.Duty of county
treasurers.Refusal to pay
fine.

Penalty.

Commitment.

Proviso.

Acknowledgment
of offense.

Receipt.

signature of its secretary, shall be evidence of a full satisfaction of the offense committed.

Repeal.

Section 4. All acts or parts of acts inconsistent with the provisions of this act are hereby repealed.

APPROVED—The 15th day of April, A. D. 1907.

EDWIN S. STUART.

No. 62.

AN ACT

To provide for the taking or killing of rabbits or hares in this Commonwealth, and prescribing penalties for violation of its several provisions.

Rabbits and hares.

Open season.

Proviso.

Fine.

Summary conviction.

Affidavit.

Authority of magistrates, aldermen and justices of the peace.

Warrant.

Hearing.

Section 1. Be it enacted, &c., That from and after the passage of this act, it shall be unlawful to take or kill rabbits or hares in this Commonwealth, except from the fifteenth day of October to the first day of December of each year; or to have in possession the dead body of a rabbit or hare, taken in this Commonwealth, except during said open season, and for a period of fifteen days thereafter, unless the same are killed by land owners to whom they are doing damage: Provided, That rabbits or hares may be taken or killed in this Commonwealth in any manner, during said open season, except through or with the aid of a ferret. Each and every person violating any provision of this section shall be liable to a penalty, of ten dollars for each rabbit or hare so taken, or suffer imprisonment in the common jail of the county for a period of one day for each dollar of penalty imposed.

Section 2. Each and every magistrate, alderman, and justice of the peace of this Commonwealth shall have the power of summary conviction in all matters pertaining to the enforcement of any of the provisions of this act; and all actions for violation of any of said provisions, excepting where the defendant is taken in the act or in a pursuit immediately following said act, shall be commenced by affidavit made within one year of the time of the commission of such offense. Each and every magistrate, alderman, or justice of the peace, on complaint made before him, by the affidavit of any person, of a violation of any of the provisions of this act by any person, is hereby authorized and required to issue his warrant, under his hand and seal, directed to any constable, police officer, game protector, deputy game protector, or any other peace officer of the State whose duty it is to protect the game or wild birds of the State, and to cause such person to be brought before him, the said magistrate, alderman, or justice of the peace, who shall hear the

evidence and determine the guilt or innocence of the person charged. If the accused be convicted of such offense, he shall be sentenced to pay the penalty prescribed by the section violated, together with the costs of suit. All penalties collected in cases where the prosecutor is a game protector shall be immediately surrendered by the court receiving the same to such prosecutor, who in turn shall, as soon as may be, either deliver or forward such amount to the secretary of the Game Commission, who shall deposit the same in the State Treasury, for the use of the Commonwealth. Where any other than a game protector is the prosecutor, one-half of any penalty thus collected shall belong to such prosecutor, and shall be paid to him by the court receiving same, and the remaining one-half of such penalty shall be forwarded by such court to the county treasurer of the county in which the offense was committed, together with a statement of the cause for which said money was collected. It shall be the duty of each county treasurer to keep a record of the cause for which said money was collected, and to forward the same, at least once a month, to the State Treasurer, for the use of the Commonwealth. Any defendant refusing to pay the penalty imposed, together with the costs of prosecution, shall be committed to the common jail of the county, for a period of one day for each dollar of penalty imposed, unless he shall enter into good and sufficient recognizance, with one or more sureties, to answer such complaint, on a charge of misdemeanor, before the court of quarter sessions of the peace in and for the county in which the offense was committed; which said court, on the conviction of the defendant of such offense, and upon his failure to pay the penalty imposed, together with the costs of prosecution, shall commit such defendant to the common jail of the county for a period of one day for each dollar of penalty imposed: Provided, That any person charged with a violation of any provision of this act may, at his discretion, sign an acknowledgment of the offense committed, and pay to the duly authorized and sworn game protector or deputy game protector the penalty in full, as fixed by the section violated, with costs to that date; and the printed receipt which he shall receive therefor, and which in all instances shall bear the imprint of the seal of the Board of Game Commissioners and the signature of its secretary, shall be evidence of a full satisfaction of the offense committed.

Section 3. All acts or parts of acts inconsistent with this act are hereby repealed.

APPROVED—The 15th day of April, A. D. 1907.

EDWIN S. STUART.

Convictions.

Disposition of
fines collected.

Duty of county
treasurers.

Refusal to pay
fine.

Penalty.

Commitment.

Proviso.

Repeal.

AN ACT

To amend sections six and twenty-three of the act, entitled "An act to provide for the protection and preservation of game, game-quadrupeds and game-birds, and song and insectivorous and other wild birds, and prescribing penalties for violation of its several provisions," approved the twenty-second day of April Anno Domini one thousand nine hundred and five; changing the open season for ruffed-grouse, commonly called pheasant; prohibiting the killing of game birds in the nighttime; limiting the kind of guns to be used in killing game; regulating prosecutions for the violation of the provisions of this act, and the disposition of the fines and penalties imposed therefor.

Game, game-birds, etc.

Section 1. Be it enacted, &c., That from and after the passage of this act, section six of "An act, entitled an act to provide for the protection and preservation of game, game-quadrupeds and game-birds, and song and insectivorous and other wild birds, and prescribing penalties for violation of its several provisions," approved the twenty-second day of April, Anno Domini one thousand nine hundred and five, which now reads as follows:—

Section 6, act of April 22, 1905, cited for amendment.

"The open season for woodcock, in this Commonwealth, shall be from the first day of October to the first day of December of each year. The open season for *ruffed grouse, commonly called pheasant*; wild turkey, prairie-chicken; English, Mongolian or Chinese pheasant, shall be from the fifteenth day of October to the first day of December of each year; and the open season for quail, commonly called Virginia partridge, shall be from the first day of November to the first day of December of each year. It shall be unlawful, *at any time*, to shoot or injure quail when bunched upon the ground," be amended to read as follows:—

Open season.

Woodcock and ruffed grouse.

Wild-turkey, prairie-chicken and pheasant.

Quail.

Violations.

Penalty.

The open season for woodcock, *and ruffed-grouse, commonly called pheasant*, shall be from the first day of October to the first day of December of each year. The open season for wild-turkey, prairie-chicken; English, Mongolian or Chinese pheasant, shall be from the fifteenth day of October to the first day of December of each year. The open season for quail, commonly called Virginia partridge, shall be from the first day of November to the first day of December of each year; and it shall be unlawful to shoot or injure quail when bunched upon the ground; *or to hunt for or to kill any of the game-birds, protected by this act, during the nighttime; or to kill game of any kind, within this Commonwealth, through or by the use of a gun of any kind other than is usually raised at arm's length and fired from the shoulder. Each and every person violating any provision of this act shall be liable to a penalty of twenty-five dollars for each bird—named in this act—or any part thereof, killed, wounded, or had in possession contrary to its provisions, or suffer imprison-*

ment in the common jail of the county for a period of one day for each dollar of penalty imposed.

Section 2. That Section twenty-three of said act, which reads as follows:—

Section 23, act of April 22, 1905, cited for amendment.

“Section 23. No penalties provided for by existing law for violation of the game-laws of this Commonwealth shall be held to be abolished by this act, but the same shall remain in full force and vigor, and shall be imposed for violations of the provisions of this act so far as the same are applicable thereto,” be and the same is hereby amended to read as follows:—

Section 23. Each and every magistrate, alderman, and justice of the peace of this Commonwealth shall have the power of summary conviction in all matters pertaining to the enforcement of any of the provisions of this act; and all actions for violation of any of said provisions, excepting where the defendant is taken in the act or in a pursuit immediately following said act, shall be commenced by affidavit made within one year of the time of the commission of such offense. Each and every magistrate, alderman, or justice of the peace, on complaint made before him, by the affidavit of any person, of a violation of any of the provisions of this act by any person, is hereby authorized and required to issue his warrant, under his hand and seal, directed to any constable, police officer, game protector, deputy game protector, or any other peace officer of the State whose duty it is to protect the game or wild birds of the State, and to cause such person to be brought before him, the said magistrate, alderman, or justice of the peace, who shall hear the evidence and determine the guilt or innocence of the person charged. If the accused be convicted of such offense, he shall be sentenced to pay the penalty prescribed by the section violated, together with the costs of suit. All penalties collected in cases where the prosecutor is a game protector shall be immediately surrendered by the court receiving the same to such prosecutor, who in turn shall, as soon as may be, either deliver or forward such amount to the Secretary of the Game Commission, who shall deposit the same in the State Treasury, for the use of the Commonwealth. Where any other than a game protector is the prosecutor, one-half of any penalty thus collected shall belong to such prosecutor, and shall be paid to him by the court receiving same, and the remaining one-half of such penalty shall be forwarded by such court to the county treasurer of the county in which the offense was committed, together with a statement of the cause for which said money was collected. It shall be the duty of each county treasurer to keep a record of the cause for which said money was collected, and to forward the same, at least once a month, to the State Treasurer, for the use of the Commonwealth. Any defendant

Summary conviction.

Affidavit.

Authority of magistrates, aldermen and justices of the peace.

Warrant.

Hearing.

Convictions.

Disposition of fines.

Duty of county treasurers.

Refusal to pay
fine.

Penalty.

Commitment.

Proviso.

Receipt.

Repeal.

refusing to pay the penalty imposed, together with the costs of prosecution, shall be committed to the common jail of the county, for a period of one day for each dollar of penalty imposed, unless he shall enter into good and sufficient recognizance, with one or more sureties, to answer such complaint, on a charge of misdemeanor, before the court of quarter sessions of the peace in and for the county in which the offense was committed; which said court, on the conviction of the defendant of such offense, and upon his failure to pay the penalty imposed, together with the costs of prosecution, shall commit such defendant to the common jail of the county, for a period of one day for each dollar of penalty imposed: Provided, That any person charged with a violation of any provision of this act may, at his discretion, sign an acknowledgment of the offense committed, and pay to the duly authorized and sworn game protector or deputy game protector the penalty in full, as fixed by the section violated, with costs to that date; and the printed receipt which he shall receive therefor, and which in all instances shall bear the imprint of the seal of the Board of Game Commissioners and the signature of its secretary, shall be evidence of a full satisfaction of the offense committed.

Section 3. All acts or parts of acts inconsistent with this act are hereby repealed.

APPROVED--The 15th day of April, A. D. 1907.

EDWIN S. STUART.

No. 64.

AN ACT

Giving additional protection to the game of the State and wild birds, within the limits of "preserves" created under the provisions of the act of May eleventh, one thousand nine hundred and five, and under the control of the Board of Game Commissioners; and prescribing penalties for violation of its several provisions.

Game and wild
bird "preserves."

Perpetual close
season.

Section 1. Be it enacted, &c., That from and after the passage of this act, there shall be a perpetual close season for game of all kinds and for wild birds found upon such tracts of land, within the Forestry Reservations of the Commonwealth, as may be set apart by the Department of Forestry to the use of the Board of Game Commissioners as preserves, under the provisions of the act of May eleventh, nineteen hundred and five, entitled "An act authorizing the Board of Game Commissioners of the Commonwealth of Pennsylvania to establish and maintain, within the Forestry Reservations of this Commonwealth, pre-

serves for the protection and propagation of deer," et cetera: Provided, Said lands shall be surrounded by a well-defined fire line, or cleared strip of land, and by at least one wire, with notices posted in conspicuous places calling attention to the fact that the land within the limits of said wire belongs to the Commonwealth of Pennsylvania, and has been set apart to the use of the Board of Game Commissioners as a preserve, or a haven of refuge, into which game of all kinds and wild birds can retreat and be safe at all times: Provided, That none of these preserves shall exceed a circumference of nine miles, or shall be located within twenty-five miles of each other.

Proviso.

Fire-line and notices.

Proviso.

Limit and location of preserves.

Section 2. That it shall be unlawful to hunt for or catch or kill or wound or drive, or attempt to catch or kill or wound or drive, any animal or any wild bird within the limits of such preserve, established within the Commonwealth, or for any person to carry firearms within the limits of such preserve, or to take a dog of any kind upon such preserve, or to go either with or without firearms upon such preserve, during what is known as the open season for game in this Commonwealth.

Hunting, etc., forbidden.

Carrying of firearms, etc.

Section 3. Each and every person violating and provision of this act shall be liable to a penalty of twenty-five dollars for going upon said lands at a time, for a purpose, or in a manner prohibited by this act, or suffer an imprisonment in the common jail of the county for a period of one day for each dollar of penalty imposed.

Violations.

Fine and penalty.

Each and every person violating any of the provisions of this act, by the killing or wounding of game within the limits of such preserve, shall be liable to a penalty of one hundred dollars for each deer killed or wounded, fifty dollars for each bear killed or wounded, and twenty-five dollars for each ruffed-grouse, wild-turkey or quail killed or wounded; or suffer imprisonment in the common jail of the county, for a period of one day for each dollar of penalty imposed: Provided, That nothing in this act shall be so construed to prevent any citizen of this Commonwealth from going upon said lands, without firearms, at any time during what is known as the close season for game in this Commonwealth; or to prevent any member of the Department of Forestry, or any member of the Board of Game Commissioners, or any employe of either of these before-named bodies, from going upon said lands in any manner, at any time, with firearms or otherwise, for the purpose of fighting fire, or for any purpose in compliance with the requirements of their official duty.

Killing or wounding game.

Penalties.

Proviso.

Section 4. Each and every magistrate, alderman, and justice of the peace of this Commonwealth shall have the power of summary conviction in all matters

Summary conviction.

Affidavit.	pertaining to the enforcement of any of the provisions of this act; and all actions for violation of any of said provisions, excepting where the defendant is taken in the act or in a pursuit immediately following said act, shall be commenced by affidavit made within one year of the time of the commission of such offense.
Authority given magistrates.	Each and every magistrate, alderman, or justice of the peace, on complaint made before him, by the affidavit of any person, of a violation of any of the provisions of this act by any person, is hereby authorized and required to issue his warrant, under his hand and seal, directed to any constable, police officer, game protector, deputy game protector, or any other peace officer of the State whose duty it is to protect the game or wild birds of the State, and to cause such person to be brought before him, the said magistrate, alderman, or justice of the peace, who shall hear the evidence and determine the guilt or innocence of the person charged.
Warrant.	If the accused be convicted of such offense, he shall be sentenced to pay the penalty prescribed by the section violated, together with the costs of suit. All penalties collected in cases where the prosecutor is a game protector shall be immediately surrendered by the court receiving the same to such prosecutor, who in turn shall, as soon as may be, either deliver or forward such amount to the secretary of the Game Commission, who shall deposit the same in the State Treasury, for the use of the Commonwealth. Where any other than a game protector is the prosecutor, one-half of any penalty thus collected shall belong to such prosecutor, and shall be paid to him by the court receiving same, and the remaining one-half of such penalty shall be forwarded by such court to the county treasurer of the county in which the offense was committed, together with a statement of the cause for which said money was collected. It shall be the duty of each county treasurer to keep a record of the cause for which said money was collected, and to forward the same, at least once a month, to the State Treasurer, for the use of the Commonwealth.
Hearing.	Any defendant refusing to pay the penalty imposed, together with the costs of prosecution, shall be committed to the common jail of the county, for a period of one day for each dollar of penalty imposed, unless he shall enter into good and sufficient recognizance, with one or more sureties, to answer such complaint, on a charge of misdemeanor, before the court of quarter sessions of the peace in and for the county in which the offense was committed; which said court, on the conviction of the defendant of such offense, and upon his failure to pay the penalty imposed, together with the costs of prosecution, shall commit such defendant to the common jail of the county for a period of one day for each dollar of pen-
Convictions.	
Disposition of fines.	
Duty of county treasurers.	
Refusal to pay. Penalty.	
Commitment.	

alty imposed: Provided, That any person charged with a violation of any provision of this act may, at his discretion, sign an acknowledgment of the offense committed, and pay to the duly authorized and sworn game protector or deputy game protector the penalty in full, as fixed by the section violated, with costs to that date; and the printed receipt which he shall receive therefor, and which in all instances shall bear the imprint of the seal of the Board of Game Commissioners and the signature of its secretary, shall be evidence of a full satisfaction of the offense committed.

Proviso.

Receipt.

Section 5. All acts or parts of acts inconsistent with the provisions of this act are hereby repealed.

Repeal.

APPROVED—The 15th day of April, A. D. 1907.

EDWIN S. STUART.

No. 65.

AN ACT

To amend section eight of an act, entitled "An act for the appointment and maintenance of a Board, to be known as the Armory Board of the State of Pennsylvania, and for the payment of its expenses; and for providing, managing, and caring for armories for the use of the National Guard of Pennsylvania, and making an appropriation for the same; authorizing the State Armory Board to receive from counties, cities, municipalities, and other sources donations or contributions for the purpose of this act," approved the eleventh day of May, Anno Domini one thousand nine hundred and five; by fixing the maximum amount to be expended for a company of infantry, a battery of artillery, or a troop of cavalry, exclusive of gift or donation made for the benefit of an armory.

Section 1. Be it enacted, &c., That section eight of "An act entitled 'An act for the appointment and maintenance of a Board, to be known as the Armory Board of the State of Pennsylvania, and for the payment of its expenses; and for providing, managing, and caring for armories for the use of the National Guard of Pennsylvania, and making an appropriation for the same; authorizing the State Armory Board to receive from counties, cities, municipalities, and other sources donations or contributions for the purpose of this act,' approved the eleventh day of May, Anno Domini nineteen hundred and five," which section reads as follows:—

Armory Board.

"The maximum amount to be expended for a company of infantry shall be *twenty* thousand dollars; for a battery of artillery or a troop of cavalry, *thirty* thousand dollars; which shall include the purchase of the necessary ground, where such ground is not donated, and which shall be exclusive of any gift or donation made to or for the benefit of any particular armory," be amended to read as follows:—

Section 8, act of May 11, 1905, cited for amendment.

Maximum
amounts.

The maximum amount to be expended for a company of infantry shall be *twenty-five* thousand dollars; for a battery of artillery or a troop of cavalry, *thirty-five* thousand dollars; which shall include the purchase of the necessary ground, where such ground is not donated, and which shall be exclusive of any gift or donation made to or for the benefit of any particular armory.

APPROVED—The 15th day of April, A. D. 1907.

EDWIN S. STUART.

No. 66.

AN ACT

Authorizing contracts between cities, boroughs or townships, of the one part, and street passenger railway companies, surface, elevated or underground, or motor power companies leasing and operating the franchises and property of such companies, of the other part, affecting, fixing and regulating the franchises, powers, duties and liabilities of such companies, the management of the same, the relations and respective rights of the contracting parties, and the ultimate acquisition by such cities, boroughs and townships of the property, leaseholds and franchises of said contracting companies.

Street passenger
railway com-
panies.

Contracts with
municipalities.

Payments.

Directors.

Section 1. Be it enacted, &c., That it shall and may be lawful for any city, borough or township, of the one part, and any street passenger railway company, surface, elevated or underground, or motor power company leasing and operating the franchises and property of such company within the limits of such cities, boroughs or townships, of the other part, to enter into contracts with each other affecting, fixing, and regulating the franchises, powers, duties, and liabilities of such companies, and the regulations and respective rights of the contracting parties. Such contracts may, inter alia, provide for payments by the companies to the local authorities, in lieu of the performance of certain duties or the payment of license fees or charges imposed in favor of such city, borough or township by the charters of the respective companies or by any general law or ordinance, for the appointment by the local authorities of a certain number of persons to act as directors of such company, in conjunction with the directors elected by the stockholders of such company, and, further, may provide for the ultimate acquisition by the local authorities, upon terms mutually satisfactory, of the leaseholds, property and franchises of the contracting companies.

APPROVED—The 15th day of April, A. D. 1907.

EDWIN S. STUART.

No. 67.

AN ACT

To regulate the construction, maintenance, and inspection of scaffolding, or slings, hangers, blocks, pulleys, stays, braces, ladders, irons or ropes, that are used in the construction, alteration, repairing, painting, cleaning, or pointing of buildings, within the limits of cities of the first, second, and third class; and providing punishment for violation of the provisions of this act.

Section 1. Be it enacted, &c., That whenever complaint is made to the mayor, director of public safety, superintendent of police, or other persons in charge of the police force, in any city of the first, second or third class in this State, that the scaffolding, or slings, hangers, blocks, pulleys, stays, braces, ladders, irons, or ropes of any sling or stationary scaffolding, used in the construction, alteration, repairing, painting, cleaning, or pointing of buildings, within the limits of any city aforesaid, are unsafe, or liable to prove dangerous to life or limb of any person, such mayor, director of public safety, superintendent of police, or other person in charge of the police force, shall immediately cause an inspection to be made of such scaffolding, or the slings, hangers, blocks, pulleys, stays, braces, ladders, irons, ropes or other parts connected therewith. If, after examination, such scaffolding or any of such parts is found to be dangerous to life or limb, the mayor, director of public safety, superintendent of police, or other persons in charge of the police force, shall prohibit the use thereof, and require the same to be altered and reconstructed so as to avoid such danger. The person directed to make such inspection shall attach such certificate to the scaffolding, or the slings, hangers, irons, ropes, or other parts thereof, examined by him, stating that he has made such examination, and that he has found it safe or unsafe, as the case may be. If he declare it unsafe, he shall at once, in writing, notify the person responsible for its erection of the fact, and warn them against the use thereof. Such notice shall be served personally upon the person responsible for the erecting, or by conspicuously affixing it to the scaffolding or part thereof to be declared unsafe. After such notice has been so served or affixed, the person responsible therefor shall immediately remove such scaffolding or part thereof, and alter or strengthen it in such manner as to render it safe, in the discretion of the person who has examined it, or of his superiors. Any person whose duty it is to examine or test any scaffolding or part thereof, as required by this act, shall have free access at all reasonable hours to any building or premises containing them, or where they may be used.

Cities of the first, second and third classes.

Scaffolding, etc., construction and inspection of.

Inspection.

Prohibition of use.

Certificate.

Notice.

Alterations, etc.

Examiners shall have free access.

Safety-rail.

Braces.

Construction.

Number of men.

Violations, etc.

Misdemeanor.

Fine and penalty.

Repeal.

Section 2. If any scaffolding or staging, swung or suspended from an overhead support or supports, shall be more than ten feet from the ground or floor, the same shall be deemed unsuitable and improper, and as not giving proper protection to the life and limb of any person employed or engaged thereon, unless such scaffolding or staging shall, when the same is in use, have a safety-rail, rising at least thirty-four inches above the floor or main portion of such scaffolding or staging, and extending along the outside thereof the entire length of the outside thereof, properly attached thereto, and unless such scaffolding or staging shall be provided with braces so as to sustain the weight of a man's body leaning against it, and prevent the scaffolding or staging from swaying from the building or structure.

Section 3. All swinging and stationary scaffolding shall be so constructed as to bear four times the maximum weight to be dependent therefrom or placed thereon when in use, and not more than three men shall be allowed on any swinging scaffolding at one time.

Section 4. Any person who violates, or omits to comply with, any of the foregoing provisions of this act, or who suffers or permits the use of any article or scaffolding declared by a proper officer to be defective, or who destroys or defaces any notice posted in accordance with the provisions of this act, or who hinders or obstructs any officer who may be detailed to enforce its provisions, shall be deemed guilty of a misdemeanor, and, on conviction thereof, shall be punished by a fine not exceeding five hundred dollars or by imprisonment not exceeding six months, or both, at the discretion of the court.

Section 5. All acts or parts of acts inconsistent with the provisions of this act are hereby repealed.

APPROVED—The 15th day of April, A. D. 1907.

EDWIN S. STUART.

No. 68.

AN ACT

Validating ordinances of any borough, laying out and opening public streets, lanes, or alleys, passed since May sixteenth, Anno Domini eighteen hundred ninety-one, where such ordinances were passed by councils of such boroughs and published as prescribed by an act, entitled "An act regulating boroughs," approved April third, Anno Domini eighteen hundred fifty-one, and the streets, lanes and alleys so laid out have been opened, and traveled by the public, and wherein all damages have been paid or released, or the land conveyed to such borough, and ordained in manner aforesaid as a street, lane, or alley.

Borough ordinances.

Section 1. Be it enacted, &c., That all ordinances passed since the sixteenth day of May, Anno Domini

one thousand eight hundred ninety-one, by the councils of any borough of this Commonwealth, laying out or opening any public street, lane, or alley, or part thereof, in such borough, and published in the manner prescribed by an act of the General Assembly of said Commonwealth, entitled "An act regulating boroughs," approved the third day of April, Anno Domini one thousand eight hundred and fifty-one; where such street, lane, or alley has been laid out, opened, and is now used and traveled by the public, and the damages therein have been paid to or released by the owners of the land over which such street, lane, or alley is laid out and opened; or where such land, over which such street, lane, or alley is opened, has been conveyed to such borough, and, in the manner aforesaid, ordained by it for said purpose—are hereby validated and made good in law: Provided, This act shall in no wise affect any suit or suits now pending.

Passed since May
16, 1891, etc.

Validation.

Proviso.

APPROVED—The 15th day of April, A. D. 1907.

EDWIN S. STUART.

No. 69.

AN ACT

Relating to the taxing as part of the costs the printing of paperbooks, upon appeals to Supreme and Superior Courts.

Section 1. Be it enacted, &c., That in all cases, either in law or equity, wherein an appeal is taken from any judgment, decree, or order to the Supreme or the Superior Court, the party in whose favor the final decision is rendered shall be entitled to charge, and collect from the losing party as part of the costs, such amount as shall have been expended for printing paperbooks upon said appeal. Said amount to be taxed and collected in the same manner as costs are now taxed and collected by law.

Appeals to Su-
preme or Superior
Court.

Paper books, tax-
ing cost of.

Section 2. All acts or parts of acts inconsistent herewith are hereby repealed.

Repeal.

APPROVED—The 15th day of April, A. D. 1907.

EDWIN S. STUART.

No. 70.

AN ACT

Providing for the creation and regulation of municipal liens, and the proceedings for the collection thereof, in the several boroughs of this State.

Section 1. Be it enacted, &c., That whenever, heretofore, the council of any incorporated borough of this State has required, by ordinance, and caused to be paved, curbed, or macadamized, with brick, stone, or

Boroughs.

Paving, curbing,
etc.

Validation.

Assessment.

Lien.

Proviso.

Filing of lien.

Details.

Prima facie evidence.

Scire facias.

other suitable material, any public street or thoroughfare, or part thereof, or is now causing such paving, curbing, or macadamizing, pursuant to such ordinance; but, owing to some defect in the petition or other proceeding necessary under existing law to give jurisdiction to such council, or for any other reason, the cost of such improvement or a portion thereof cannot be legally assessed upon the property bounding or abutting upon the street or part thereof improved, as was contemplated by the act or acts of the General Assembly under which the improvement was attempted to be made—now, by this act, such improvements are made valid and binding; and the council of such incorporated borough may cause the property bounding or abutting upon the street or part thereof upon which the improvement has been made, or is now being made, to be assessed with such a portion of the cost of such improvement as is contemplated by the law under which the improvement was made, or is now being made; such assessment shall be a lien upon the property assessed. The lien shall date from the completion of the improvement for which the assessment is made, and shall remain a lien until fully paid and satisfied: Provided, That a writ of scire facias is issued to revive the same during every period of five years after a lien is filed, as hereinafter provided.

Section 2. The council of any incorporated borough of this State entitled to a lien under this act, shall file a lien therefor in the office of the prothonotary of the county within which the property lies, within six months after the completion of the work where the improvement is now in progress, or within six months after the approval of this act where the improvement is now completed, and the same shall be entered upon record as other municipal claims. Such lien shall state the name of the party claimant, which shall be the corporate name of the borough making the improvement; the name of the owner or reputed owner of the property assessed; a reasonable description of the property assessed; the amount or sum claimed to be due, which shall include interest on the assessment from the completion of the improvement; for what improvement the claim is made, the date of its completion, the date of the assessment for which the lien is filed. Such lien, when so filed, shall be prima facie evidence of all matters therein set forth, and of the right of the borough to recover the amount therein claimed to be due, together with interest from the date of filing the lien, costs, and an attorney's commission of five per centum for collecting.

Section 3. The lien, when so filed, shall be proceeded upon for collection by writ of scire facias. The said writ shall be made returnable to the monthly or other return day in the respective courts; and shall

be served upon the owner or reputed owner personally, or by leaving a copy thereof, duly attested, with an adult member of his family or of the family in which he resides, at least ten days before the return day thereof. If the owner of the property cannot be found, or has no residence within the county in which the property lies, the sheriff shall thereupon return the said writ nihil; and thereupon an alias scire facias may issue, which shall be served by notice posted upon the premises, stating the substance of the writ, at least ten days prior to the return day, and also by advertisement in at least two newspapers, published in the county in which the premises are located, once a week for three successive weeks. Such posting and publication shall be equivalent to a service.

Service.

Alias scire facias

Posting and publication.

Section 4. If the writ shall have been served, and no appearance entered on or before the return day thereof, the plaintiff therein shall be entitled to judgment, after the return day thereof, for the debt, interest, costs, and attorney's commission. If an appearance be entered, the plaintiff shall also be entitled to judgment, unless a sufficient affidavit of defense be filed, within fifteen days after the return day. If such affidavit be filed, the cause shall be proceeded with in accordance with the rules of law and the practice of the courts.

Judgment.

Section 5. When final judgment shall have been entered upon such lien, the plaintiff therein may have a writ of levari facias; and upon the same the sheriff shall cause the said property to be advertised for sale, in at least two newspapers of the proper county, once a week for three weeks, before the day of sale, and shall also give notice, by at least ten handbills posted in conspicuous places, one of which shall be posted upon the property, of the time and place of sale, and thereupon shall proceed to sell the same. The place of sale shall be the sheriff's office. The proceeds of sale shall be distributed according to law.

Levari facias.

Sale.

Distribution.

Section 6. The term "owner or reputed owner," as used in this act, shall mean any person or persons in open, peaceable, and notorious possession of property. Remaindermen, or other persons interested in expectancy, not having been heard, and aggrieved by such final judgment, upon petition presented in the proper court, may have the judgment opened, at any time before the sale of the property, and they allowed to defend, when, in the judgment of the court, such opening is necessary to secure justice to all parties. Sale of the property shall preclude all persons from setting up anything contrary to the record.

Definition.

Opening of judgment.

Section 7. Nothing in this act shall be taken to restrict the right of either plaintiff or defendant, in proceeding under it, to appeal as in other cases.

Appeals.

Section 8. Any person owning property against

signature of its secretary, shall be evidence of a full satisfaction of the offense committed.

Repeal.

Section 4. All acts or parts of acts inconsistent with the provisions of this act are hereby repealed.

APPROVED—The 15th day of April, A. D. 1907.

EDWIN S. STUART.

No. 62.

AN ACT

To provide for the taking or killing of rabbits or hares in this Commonwealth, and prescribing penalties for violation of its several provisions.

Rabbits and hares.

Open season.

Proviso.

Fine.

Summary conviction.

Affidavit.

Authority of magistrates, aldermen and justices of the peace.

Warrant.

Hearing.

Section 1. Be it enacted, &c., That from and after the passage of this act, it shall be unlawful to take or kill rabbits or hares in this Commonwealth, except from the fifteenth day of October to the first day of December of each year; or to have in possession the dead body of a rabbit or hare, taken in this Commonwealth, except during said open season, and for a period of fifteen days thereafter, unless the same are killed by land owners to whom they are doing damage: Provided, That rabbits or hares may be taken or killed in this Commonwealth in any manner, during said open season, except through or with the aid of a ferret. Each and every person violating any provision of this section shall be liable to a penalty, of ten dollars for each rabbit or hare so taken, or suffer imprisonment in the common jail of the county for a period of one day for each dollar of penalty imposed.

Section 2. Each and every magistrate, alderman, and justice of the peace of this Commonwealth shall have the power of summary conviction in all matters pertaining to the enforcement of any of the provisions of this act; and all actions for violation of any of said provisions, excepting where the defendant is taken in the act or in a pursuit immediately following said act, shall be commenced by affidavit made within one year of the time of the commission of such offense. Each and every magistrate, alderman, or justice of the peace, on complaint made before him, by the affidavit of any person, of a violation of any of the provisions of this act by any person, is hereby authorized and required to issue his warrant, under his hand and seal, directed to any constable, police officer, game protector, deputy game protector, or any other peace officer of the State whose duty it is to protect the game or wild birds of the State, and to cause such person to be brought before him, the said magistrate, alderman, or justice of the peace, who shall hear the

evidence and determine the guilt or innocence of the person charged. If the accused be convicted of such offense, he shall be sentenced to pay the penalty prescribed by the section violated, together with the costs of suit. All penalties collected in cases where the prosecutor is a game protector shall be immediately surrendered by the court receiving the same to such prosecutor, who in turn shall, as soon as may be, either deliver or forward such amount to the secretary of the Game Commission, who shall deposit the same in the State Treasury, for the use of the Commonwealth. Where any other than a game protector is the prosecutor, one-half of any penalty thus collected shall belong to such prosecutor, and shall be paid to him by the court receiving same, and the remaining one-half of such penalty shall be forwarded by such court to the county treasurer of the county in which the offense was committed, together with a statement of the cause for which said money was collected. It shall be the duty of each county treasurer to keep a record of the cause for which said money was collected, and to forward the same, at least once a month, to the State Treasurer, for the use of the Commonwealth. Any defendant refusing to pay the penalty imposed, together with the costs of prosecution, shall be committed to the common jail of the county, for a period of one day for each dollar of penalty imposed, unless he shall enter into good and sufficient recognizance, with one or more sureties, to answer such complaint, on a charge of misdemeanor, before the court of quarter sessions of the peace in and for the county in which the offense was committed; which said court, on the conviction of the defendant of such offense, and upon his failure to pay the penalty imposed, together with the costs of prosecution, shall commit such defendant to the common jail of the county for a period of one day for each dollar of penalty imposed: Provided, That any person charged with a violation of any provision of this act may, at his discretion, sign an acknowledgment of the offense committed, and pay to the duly authorized and sworn game protector or deputy game protector the penalty in full, as fixed by the section violated, with costs to that date; and the printed receipt which he shall receive therefor, and which in all instances shall bear the imprint of the seal of the Board of Game Commissioners and the signature of its secretary, shall be evidence of a full satisfaction of the offense committed.

Section 3. All acts or parts of acts inconsistent with this act are hereby repealed.

Convictions.

Disposition of
fines collected.

Duty of county
treasurers.

Refusal to pay
fine.

Penalty.

Commitment.

Proviso.

Repeal.

APPROVED—The 15th day of April, A. D. 1907.

EDWIN S. STUART.

signature of its secretary, shall be evidence of a full satisfaction of the offense committed.

Repeal.

Section 4. All acts or parts of acts inconsistent with the provisions of this act are hereby repealed.

APPROVED—The 15th day of April, A. D. 1907.

EDWIN S. STUART.

No. 62.

AN ACT

To provide for the taking or killing of rabbits or hares in this Commonwealth, and prescribing penalties for violation of its several provisions.

Rabbits and hares.

Open season.

Proviso.

Fine.

Summary conviction.

Affidavit.

Authority of magistrates, aldermen and justices of the peace.

Warrant.

Hearing.

Section 1. Be it enacted, &c., That from and after the passage of this act, it shall be unlawful to take or kill rabbits or hares in this Commonwealth, except from the fifteenth day of October to the first day of December of each year; or to have in possession the dead body of a rabbit or hare, taken in this Commonwealth, except during said open season, and for a period of fifteen days thereafter, unless the same are killed by land owners to whom they are doing damage: Provided, That rabbits or hares may be taken or killed in this Commonwealth in any manner, during said open season, except through or with the aid of a ferret. Each and every person violating any provision of this section shall be liable to a penalty, of ten dollars for each rabbit or hare so taken, or suffer imprisonment in the common jail of the county for a period of one day for each dollar of penalty imposed.

Section 2. Each and every magistrate, alderman, and justice of the peace of this Commonwealth shall have the power of summary conviction in all matters pertaining to the enforcement of any of the provisions of this act; and all actions for violation of any of said provisions, excepting where the defendant is taken in the act or in a pursuit immediately following said act, shall be commenced by affidavit made within one year of the time of the commission of such offense. Each and every magistrate, alderman, or justice of the peace, on complaint made before him, by the affidavit of any person, of a violation of any of the provisions of this act by any person, is hereby authorized and required to issue his warrant, under his hand and seal, directed to any constable, police officer, game protector, deputy game protector, or any other peace officer of the State whose duty it is to protect the game or wild birds of the State, and to cause such person to be brought before him, the said magistrate, alderman, or justice of the peace, who shall hear the

evidence and determine the guilt or innocence of the person charged. If the accused be convicted of such offense, he shall be sentenced to pay the penalty prescribed by the section violated, together with the costs of suit. All penalties collected in cases where the prosecutor is a game protector shall be immediately surrendered by the court receiving the same to such prosecutor, who in turn shall, as soon as may be, either deliver or forward such amount to the secretary of the Game Commission, who shall deposit the same in the State Treasury, for the use of the Commonwealth. Where any other than a game protector is the prosecutor, one-half of any penalty thus collected shall belong to such prosecutor, and shall be paid to him by the court receiving same, and the remaining one-half of such penalty shall be forwarded by such court to the county treasurer of the county in which the offense was committed, together with a statement of the cause for which said money was collected. It shall be the duty of each county treasurer to keep a record of the cause for which said money was collected, and to forward the same, at least once a month, to the State Treasurer, for the use of the Commonwealth. Any defendant refusing to pay the penalty imposed, together with the costs of prosecution, shall be committed to the common jail of the county, for a period of one day for each dollar of penalty imposed, unless he shall enter into good and sufficient recognizance, with one or more sureties, to answer such complaint, on a charge of misdemeanor, before the court of quarter sessions of the peace in and for the county in which the offense was committed; which said court, on the conviction of the defendant of such offense, and upon his failure to pay the penalty imposed, together with the costs of prosecution, shall commit such defendant to the common jail of the county for a period of one day for each dollar of penalty imposed: Provided, That any person charged with a violation of any provision of this act may, at his discretion, sign an acknowledgment of the offense committed, and pay to the duly authorized and sworn game protector or deputy game protector the penalty in full, as fixed by the section violated, with costs to that date; and the printed receipt which he shall receive therefor, and which in all instances shall bear the imprint of the seal of the Board of Game Commissioners and the signature of its secretary, shall be evidence of a full satisfaction of the offense committed.

Section 3. All acts or parts of acts inconsistent with this act are hereby repealed.

APPROVED—The 15th day of April, A. D. 1907.

EDWIN S. STUART.

Convictions.

Disposition of
fines collected.

Duty of county
treasurers.

Refusal to pay
fine.

Penalty.

Commitment.

Proviso.

Repeal.

signature of its secretary, shall be evidence of a full satisfaction of the offense committed.

Repeal.

Section 4. All acts or parts of acts inconsistent with the provisions of this act are hereby repealed.

APPROVED—The 15th day of April, A. D. 1907.

EDWIN S. STUART.

No. 62.

AN ACT

To provide for the taking or killing of rabbits or hares in this Commonwealth, and prescribing penalties for violation of its several provisions.

Rabbits and hares.

Open season.

Proviso.

Fine.

Summary conviction.

Affidavit.

Authority of magistrates, aldermen and justices of the peace.

Warrant.

Hearing.

Section 1. Be it enacted, &c., That from and after the passage of this act, it shall be unlawful to take or kill rabbits or hares in this Commonwealth, except from the fifteenth day of October to the first day of December of each year; or to have in possession the dead body of a rabbit or hare, taken in this Commonwealth, except during said open season, and for a period of fifteen days thereafter, unless the same are killed by land owners to whom they are doing damage: Provided, That rabbits or hares may be taken or killed in this Commonwealth in any manner, during said open season, except through or with the aid of a ferret. Each and every person violating any provision of this section shall be liable to a penalty, of ten dollars for each rabbit or hare so taken, or suffer imprisonment in the common jail of the county for a period of one day for each dollar of penalty imposed.

Section 2. Each and every magistrate, alderman, and justice of the peace of this Commonwealth shall have the power of summary conviction in all matters pertaining to the enforcement of any of the provisions of this act; and all actions for violation of any of said provisions, excepting where the defendant is taken in the act or in a pursuit immediately following said act, shall be commenced by affidavit made within one year of the time of the commission of such offense. Each and every magistrate, alderman, or justice of the peace, on complaint made before him, by the affidavit of any person, of a violation of any of the provisions of this act by any person, is hereby authorized and required to issue his warrant, under his hand and seal, directed to any constable, police officer, game protector, deputy game protector, or any other peace officer of the State whose duty it is to protect the game or wild birds of the State, and to cause such person to be brought before him, the said magistrate, alderman, or justice of the peace, who shall hear the

evidence and determine the guilt or innocence of the person charged. If the accused be convicted of such offense, he shall be sentenced to pay the penalty prescribed by the section violated, together with the costs of suit. All penalties collected in cases where the prosecutor is a game protector shall be immediately surrendered by the court receiving the same to such prosecutor, who in turn shall, as soon as may be, either deliver or forward such amount to the secretary of the Game Commission, who shall deposit the same in the State Treasury, for the use of the Commonwealth. Where any other than a game protector is the prosecutor, one-half of any penalty thus collected shall belong to such prosecutor, and shall be paid to him by the court receiving same, and the remaining one-half of such penalty shall be forwarded by such court to the county treasurer of the county in which the offense was committed, together with a statement of the cause for which said money was collected. It shall be the duty of each county treasurer to keep a record of the cause for which said money was collected, and to forward the same, at least once a month, to the State Treasurer, for the use of the Commonwealth. Any defendant refusing to pay the penalty imposed, together with the costs of prosecution, shall be committed to the common jail of the county, for a period of one day for each dollar of penalty imposed, unless he shall enter into good and sufficient recognizance, with one or more sureties, to answer such complaint, on a charge of misdemeanor, before the court of quarter sessions of the peace in and for the county in which the offense was committed; which said court, on the conviction of the defendant of such offense, and upon his failure to pay the penalty imposed, together with the costs of prosecution, shall commit such defendant to the common jail of the county for a period of one day for each dollar of penalty imposed: Provided, That any person charged with a violation of any provision of this act may, at his discretion, sign an acknowledgment of the offense committed, and pay to the duly authorized and sworn game protector or deputy game protector the penalty in full, as fixed by the section violated, with costs to that date; and the printed receipt which he shall receive therefor, and which in all instances shall bear the imprint of the seal of the Board of Game Commissioners and the signature of its secretary, shall be evidence of a full satisfaction of the offense committed.

Section 3. All acts or parts of acts inconsistent with this act are hereby repealed.

APPROVED—The 15th day of April, A. D. 1907.

EDWIN S. STUART.

Convictions.

Disposition of
fines collected.

Duty of county
treasurers.

Refusal to pay
fine.

Penalty.

Commitment.

Proviso.

Repeal.

Section 8. All acts or parts of acts, heretofore passed, inconsistent herewith, be and the same are hereby repealed.

APPROVED—The 15th day of April, A. D. 1907.

EDWIN S. STUART.

No. 61.

AN ACT

To provide for the better protection of deer in the Commonwealth of Pennsylvania, and prescribing penalties for violation of its several provisions.

Deer.

Open season.

Violations.

Fine.

Prima facie evidence.

Summary conviction.

Affidavit.

Authority of magistrates, aldermen and justices of the peace.

Section 1. Be it enacted, &c., That from and after the passage of this act, it shall be unlawful for any person to take or kill or wound, or to attempt to take or kill or wound, any deer in this Commonwealth, except from the fifteenth day of November to the first day of December of the same year; or to have a deer so taken or killed, or any part thereof, in possession, except during said open season, and for fifteen days thereafter; or to kill in any one season more than one deer, which in every instance shall be a male deer, with horns. Each and every person violating any provision of this section shall be liable to a penalty of one hundred dollars, or suffer imprisonment in the county jail for a period of one day for each dollar of penalty imposed.

Section 2. That the possession of the dead body of a deer, or of any part thereof, shall, unless the head bearing horns be attached thereto, or shall be immediately produced upon demand made by any officer of the Commonwealth whose duty it is to protect the game of the State, in all instances be prima facie evidence of a violation of the provisions of this act, and shall render the person in whose possession or under whose control the same may be found liable to the penalty imposed by this act for the killing of a deer, other than a male deer with horns.

Section 3. Each and every magistrate, alderman, and justice of the peace of this Commonwealth shall have the power of summary conviction in all matters pertaining to the enforcement of any of the provisions of this act; and all actions for violation of any of said provisions, excepting where the defendant is taken in the act or in a pursuit immediately following said act, shall be commenced by affidavit made within one year of the time of the commission of such offense. Each and every magistrate, alderman, or justice of the peace, on complaint made before him, by the affidavit of any person, of a violation of any of the provisions

of this act by any person, is hereby authorized and required to issue his warrant, under his hand and seal, directed to any constable, police officer, game protector, deputy game protector, or any other peace officer of the State whose duty it is to protect the game or wild birds of the State, and to cause such person to be brought before him, the said magistrate, alderman, or justice of the peace, who shall hear the evidence and determine the guilt or innocence of the person charged. If the accused be convicted of such offense, he shall be sentenced to pay the penalty prescribed by the section violated, together with the costs of suit. All penalties collected in cases where the prosecutor is a game protector shall be immediately surrendered by the court receiving the same to such prosecutor, who in turn shall, as soon as may be, either deliver or forward such amount to the secretary of the Game Commission, who shall deposit the same in the State Treasury, for the use of the Commonwealth. Where any other than a game protector is the prosecutor, one-half of any penalty thus collected shall belong to such prosecutor, and shall be paid to him by the court receiving same, and the remaining one-half of such penalty shall be forwarded by such court to the county treasurer of the county in which the offense was committed, together with a statement of the cause for which said money was collected. It shall be the duty of each county treasurer to keep a record of the cause for which said money was collected, and to forward the same, at least once a month, to the State Treasurer, for the use of the Commonwealth. Any defendant refusing to pay the penalty imposed, together with the costs of prosecution, shall be committed to the common jail of the county, for a period of one day for each dollar of penalty imposed, unless he shall enter into good and sufficient recognizance, with one or more sureties, to answer such complaint, on a charge of misdemeanor, before the court of quarter sessions of the peace in and for the county in which the offense was committed; which said court, on the conviction of the defendant of such offense, and upon his failure to pay the penalty, together with the costs of prosecution, shall commit such defendant to the common jail of the county for a period of one day for each dollar of penalty imposed: Provided, That any person charged with a violation of any provision of this act may, at his discretion, sign an acknowledgment of the offense committed, and pay to the duly authorized and sworn game protector or deputy game protector the penalty in full, as fixed by the section violated, with costs to that date; and the printed receipt which he shall receive therefor, and which in all instances shall bear the imprint of the seal of the Board of Game Commissioners and the

Warrant.

Hearing.

Convictions.

Disposition of
fines collected.

Duty of county
treasurers.

Refusal to pay
fine.

Penalty.

Commitment.

Proviso.

Acknowledgment
of offense.

Receipt.

signature of its secretary, shall be evidence of a full satisfaction of the offense committed.

Repeal.

Section 4. All acts or parts of acts inconsistent with the provisions of this act are hereby repealed.

APPROVED—The 15th day of April, A. D. 1907.

EDWIN S. STUART.

No. 62.

AN ACT

To provide for the taking or killing of rabbits or hares in this Commonwealth, and prescribing penalties for violation of its several provisions.

Rabbits and hares.

Open season.

Proviso.

Fine.

Summary conviction.

Affidavit.

Authority of magistrates, aldermen and justices of the peace.

Warrant.

Hearing.

Section 1. Be it enacted, &c., That from and after the passage of this act, it shall be unlawful to take or kill rabbits or hares in this Commonwealth, except from the fifteenth day of October to the first day of December of each year; or to have in possession the dead body of a rabbit or hare, taken in this Commonwealth, except during said open season, and for a period of fifteen days thereafter, unless the same are killed by land owners to whom they are doing damage: Provided, That rabbits or hares may be taken or killed in this Commonwealth in any manner, during said open season, except through or with the aid of a ferret. Each and every person violating any provision of this section shall be liable to a penalty, of ten dollars for each rabbit or hare so taken, or suffer imprisonment in the common jail of the county for a period of one day for each dollar of penalty imposed.

Section 2. Each and every magistrate, alderman, and justice of the peace of this Commonwealth shall have the power of summary conviction in all matters pertaining to the enforcement of any of the provisions of this act; and all actions for violation of any of said provisions, excepting where the defendant is taken in the act or in a pursuit immediately following said act, shall be commenced by affidavit made within one year of the time of the commission of such offense. Each and every magistrate, alderman, or justice of the peace, on complaint made before him, by the affidavit of any person, of a violation of any of the provisions of this act by any person, is hereby authorized and required to issue his warrant, under his hand and seal, directed to any constable, police officer, game protector, deputy game protector, or any other peace officer of the State whose duty it is to protect the game or wild birds of the State, and to cause such person to be brought before him, the said magistrate, alderman, or justice of the peace, who shall hear the

evidence and determine the guilt or innocence of the person charged. If the accused be convicted of such offense, he shall be sentenced to pay the penalty prescribed by the section violated, together with the costs of suit. All penalties collected in cases where the prosecutor is a game protector shall be immediately surrendered by the court receiving the same to such prosecutor, who in turn shall, as soon as may be, either deliver or forward such amount to the secretary of the Game Commission, who shall deposit the same in the State Treasury, for the use of the Commonwealth. Where any other than a game protector is the prosecutor, one-half of any penalty thus collected shall belong to such prosecutor, and shall be paid to him by the court receiving same, and the remaining one-half of such penalty shall be forwarded by such court to the county treasurer of the county in which the offense was committed, together with a statement of the cause for which said money was collected. It shall be the duty of each county treasurer to keep a record of the cause for which said money was collected, and to forward the same, at least once a month, to the State Treasurer, for the use of the Commonwealth. Any defendant refusing to pay the penalty imposed, together with the costs of prosecution, shall be committed to the common jail of the county, for a period of one day for each dollar of penalty imposed, unless he shall enter into good and sufficient recognizance, with one or more sureties, to answer such complaint, on a charge of misdemeanor, before the court of quarter sessions of the peace in and for the county in which the offense was committed; which said court, on the conviction of the defendant of such offense, and upon his failure to pay the penalty imposed, together with the costs of prosecution, shall commit such defendant to the common jail of the county for a period of one day for each dollar of penalty imposed: Provided, That any person charged with a violation of any provision of this act may, at his discretion, sign an acknowledgment of the offense committed, and pay to the duly authorized and sworn game protector or deputy game protector the penalty in full, as fixed by the section violated, with costs to that date; and the printed receipt which he shall receive therefor, and which in all instances shall bear the imprint of the seal of the Board of Game Commissioners and the signature of its secretary, shall be evidence of a full satisfaction of the offense committed.

Section 3. All acts or parts of acts inconsistent with this act are hereby repealed.

Convictions.

Disposition of
fines collected.

Duty of county
treasurers.

Refusal to pay
fine.

Penalty.

Commitment.

Proviso.

Repeal.

APPROVED—The 15th day of April, A. D. 1907.

EDWIN S. STUART.

AN ACT

To amend sections six and twenty-three of the act, entitled "An act to provide for the protection and preservation of game, game-quadrupeds and game-birds, and song and insectivorous and other wild birds, and prescribing penalties for violation of its several provisions," approved the twenty-second day of April Anno Domini one thousand nine hundred and five; changing the open season for ruffed-grouse, commonly called pheasant; prohibiting the killing of game birds in the nighttime; limiting the kind of guns to be used in killing game; regulating prosecutions for the violation of the provisions of this act, and the disposition of the fines and penalties imposed therefor.

Game, game-birds, etc.

Section 1. Be it enacted, &c., That from and after the passage of this act, section six of "An act, entitled an act to provide for the protection and preservation of game, game-quadrupeds and game-birds, and song and insectivorous and other wild birds, and prescribing penalties for violation of its several provisions," approved the twenty-second day of April, Anno Domini one thousand nine hundred and five, which now reads as follows:—

Section 6, act of April 22, 1905, cited for amendment.

"The open season for woodcock, in this Commonwealth, shall be from the first day of October to the first day of December of each year. The open season for *ruffed grouse, commonly called pheasant*; wild turkey, prairie-chicken; English, Mongolian or Chinese pheasant, shall be from the fifteenth day of October to the first day of December of each year; and the open season for quail, commonly called Virginia partridge, shall be from the first day of November to the first day of December of each year. It shall be unlawful, *at any time*, to shoot or injure quail when bunched upon the ground," be amended to read as follows:—

Open season.

Woodcock and ruffed grouse.

Wild-turkey, prairie-chicken and pheasant.

Quail.

Violations.

Penalty.

The open season for woodcock, *and ruffed-grouse, commonly called pheasant*, shall be from the first day of October to the first day of December of each year. The open season for wild-turkey, prairie-chicken; English, Mongolian or Chinese pheasant, shall be from the fifteenth day of October to the first day of December of each year. The open season for quail, commonly called Virginia partridge, shall be from the first day of November to the first day of December of each year; and it shall be unlawful to shoot or injure quail when bunched upon the ground; *or to hunt for or to kill any of the game-birds, protected by this act, during the nighttime; or to kill game of any kind, within this Commonwealth, through or by the use of a gun of any kind other than is usually raised at arm's length and fired from the shoulder. Each and every person violating any provision of this act shall be liable to a penalty of twenty-five dollars for each bird—named in this act—or any part thereof, killed, wounded, or had in possession contrary to its provisions, or suffer imprison-*

ment in the common jail of the county for a period of one day for each dollar of penalty imposed.

Section 2. That Section twenty-three of said act, which reads as follows:—

Section 23, act of April 22, 1905, cited for amendment.

“Section 23. No penalties provided for by existing law for violation of the game-laws of this Commonwealth shall be held to be abolished by this act, but the same shall remain in full force and vigor, and shall be imposed for violations of the provisions of this act so far as the same are applicable thereto,” be and the same is hereby amended to read as follows:—

Section 23. Each and every magistrate, alderman, and justice of the peace of this Commonwealth shall have the power of summary conviction in all matters pertaining to the enforcement of any of the provisions of this act; and all actions for violation of any of said provisions, excepting where the defendant is taken in the act or in a pursuit immediately following said act, shall be commenced by affidavit made within one year of the time of the commission of such offense. Each and every magistrate, alderman, or justice of the peace, on complaint made before him, by the affidavit of any person, of a violation of any of the provisions of this act by any person, is hereby authorized and required to issue his warrant, under his hand and seal, directed to any constable, police officer, game protector, deputy game protector, or any other peace officer of the State whose duty it is to protect the game or wild birds of the State, and to cause such person to be brought before him, the said magistrate, alderman, or justice of the peace, who shall hear the evidence and determine the guilt or innocence of the person charged. If the accused be convicted of such offense, he shall be sentenced to pay the penalty prescribed by the section violated, together with the costs of suit. All penalties collected in cases where the prosecutor is a game protector shall be immediately surrendered by the court receiving the same to such prosecutor, who in turn shall, as soon as may be, either deliver or forward such amount to the Secretary of the Game Commission, who shall deposit the same in the State Treasury, for the use of the Commonwealth. Where any other than a game protector is the prosecutor, one-half of any penalty thus collected shall belong to such prosecutor, and shall be paid to him by the court receiving same, and the remaining one-half of such penalty shall be forwarded by such court to the county treasurer of the county in which the offense was committed, together with a statement of the cause for which said money was collected. It shall be the duty of each county treasurer to keep a record of the cause for which said money was collected, and to forward the same, at least once a month, to the State Treasurer, for the use of the Commonwealth. Any defendant

Summary conviction.

Affidavit.

Authority of magistrates, aldermen and justices of the peace.

Warrant.

Hearing.

Convictions.

Disposition of fines.

Duty of county treasurers.

Refusal to pay
fine.

Penalty.

Commitment.

Proviso.

Receipt.

Repeal.

refusing to pay the penalty imposed, together with the costs of prosecution, shall be committed to the common jail of the county, for a period of one day for each dollar of penalty imposed, unless he shall enter into good and sufficient recognizance, with one or more sureties, to answer such complaint, on a charge of misdemeanor, before the court of quarter sessions of the peace in and for the county in which the offense was committed; which said court, on the conviction of the defendant of such offense, and upon his failure to pay the penalty imposed, together with the costs of prosecution, shall commit such defendant to the common jail of the county, for a period of one day for each dollar of penalty imposed: Provided, That any person charged with a violation of any provision of this act may, at his discretion, sign an acknowledgment of the offense committed, and pay to the duly authorized and sworn game protector or deputy game protector the penalty in full, as fixed by the section violated, with costs to that date; and the printed receipt which he shall receive therefor, and which in all instances shall bear the imprint of the seal of the Board of Game Commissioners and the signature of its secretary, shall be evidence of a full satisfaction of the offense committed.

Section 3. All acts or parts of acts inconsistent with this act are hereby repealed.

APPROVED--The 15th day of April, A. D. 1907.

EDWIN S. STUART.

No. 64.

AN ACT

Giving additional protection to the game of the State and wild birds, within the limits of "preserves" created under the provisions of the act of May eleventh, one thousand nine hundred and five, and under the control of the Board of Game Commissioners; and prescribing penalties for violation of its several provisions.

Game and wild
bird "preserves."

Perpetual close
season.

Section 1. Be it enacted, &c., That from and after the passage of this act, there shall be a perpetual close season for game of all kinds and for wild birds found upon such tracts of land, within the Forestry Reservations of the Commonwealth, as may be set apart by the Department of Forestry to the use of the Board of Game Commissioners as preserves, under the provisions of the act of May eleventh, nineteen hundred and five, entitled "An act authorizing the Board of Game Commissioners of the Commonwealth of Pennsylvania to establish and maintain, within the Forestry Reservations of this Commonwealth, pre-

serves for the protection and propagation of deer," et cetera: Provided, Said lands shall be surrounded by a well-defined fire line, or cleared strip of land, and by at least one wire, with notices posted in conspicuous places calling attention to the fact that the land within the limits of said wire belongs to the Commonwealth of Pennsylvania, and has been set apart to the use of the Board of Game Commissioners as a preserve, or a haven of refuge, into which game of all kinds and wild birds can retreat and be safe at all times: Provided, That none of these preserves shall exceed a circumference of nine miles, or shall be located within twenty-five miles of each other.

Proviso.

Fire-line and notices.

Proviso.

Limit and location of preserves.

Section 2. That it shall be unlawful to hunt for or catch or kill or wound or drive, or attempt to catch or kill or wound or drive, any animal or any wild bird within the limits of such preserve, established within the Commonwealth, or for any person to carry firearms within the limits of such preserve, or to take a dog of any kind upon such preserve, or to go either with or without firearms upon such preserve, during what is known as the open season for game in this Commonwealth.

Hunting, etc., forbidden.

Carrying of firearms, etc.

Section 3. Each and every person violating and provision of this act shall be liable to a penalty of twenty-five dollars for going upon said lands at a time, for a purpose, or in a manner prohibited by this act, or suffer an imprisonment in the common jail of the county for a period of one day for each dollar of penalty imposed.

Violations.

Fine and penalty.

Each and every person violating any of the provisions of this act, by the killing or wounding of game within the limits of such preserve, shall be liable to a penalty of one hundred dollars for each deer killed or wounded, fifty dollars for each bear killed or wounded, and twenty-five dollars for each ruffed-grouse, wild-turkey or quail killed or wounded; or suffer imprisonment in the common jail of the county, for a period of one day for each dollar of penalty imposed: Provided, That nothing in this act shall be so construed to prevent any citizen of this Commonwealth from going upon said lands, without firearms, at any time during what is known as the close season for game in this Commonwealth; or to prevent any member of the Department of Forestry, or any member of the Board of Game Commissioners, or any employe of either of these before-named bodies, from going upon said lands in any manner, at any time, with firearms or otherwise, for the purpose of fighting fire, or for any purpose in compliance with the requirements of their official duty.

Killing or wounding game.

Penalties.

Proviso.

Section 4. Each and every magistrate, alderman, and justice of the peace of this Commonwealth shall have the power of summary conviction in all matters

Summary conviction.

Affidavit.

Authority given
magistrates.

Warrant.

Hearing.

Convictions.

Disposition of
fines.Duty of county
treasurers.

Refusal to pay.

Penalty.

Commitment.

pertaining to the enforcement of any of the provisions of this act; and all actions for violation of any of said provisions, excepting where the defendant is taken in the act or in a pursuit immediately following said act, shall be commenced by affidavit made within one year of the time of the commission of such offense. Each and every magistrate, alderman, or justice of the peace, on complaint made before him, by the affidavit of any person, of a violation of any of the provisions of this act by any person, is hereby authorized and required to issue his warrant, under his hand and seal, directed to any constable, police officer, game protector, deputy game protector, or any other peace officer of the State whose duty it is to protect the game or wild birds of the State, and to cause such person to be brought before him, the said magistrate, alderman, or justice of the peace, who shall hear the evidence and determine the guilt or innocence of the person charged. If the accused be convicted of such offense, he shall be sentenced to pay the penalty prescribed by the section violated, together with the costs of suit. All penalties collected in cases where the prosecutor is a game protector shall be immediately surrendered by the court receiving the same to such prosecutor, who in turn shall, as soon as may be, either deliver or forward such amount to the secretary of the Game Commission, who shall deposit the same in the State Treasury, for the use of the Commonwealth. Where any other than a game protector is the prosecutor, one-half of any penalty thus collected shall belong to such prosecutor, and shall be paid to him by the court receiving same, and the remaining one-half of such penalty shall be forwarded by such court to the county treasurer of the county in which the offense was committed, together with a statement of the cause for which said money was collected. It shall be the duty of each county treasurer to keep a record of the cause for which said money was collected, and to forward the same, at least once a month, to the State Treasurer, for the use of the Commonwealth. Any defendant refusing to pay the penalty imposed, together with the costs of prosecution, shall be committed to the common jail of the county, for a period of one day for each dollar of penalty imposed, unless he shall enter into good and sufficient recognizance, with one or more sureties, to answer such complaint, on a charge of misdemeanor, before the court of quarter sessions of the peace in and for the county in which the offense was committed; which said court, on the conviction of the defendant of such offense, and upon his failure to pay the penalty imposed, together with the costs of prosecution, shall commit such defendant to the common jail of the county for a period of one day for each dollar of pen-

alty imposed: Provided, That any person charged with a violation of any provision of this act may, at his discretion, sign an acknowledgment of the offense committed, and pay to the duly authorized and sworn game protector or deputy game protector the penalty in full, as fixed by the section violated, with costs to that date; and the printed receipt which he shall receive therefor, and which in all instances shall bear the imprint of the seal of the Board of Game Commissioners and the signature of its secretary, shall be evidence of a full satisfaction of the offense committed.

Proviso.

Receipt.

Section 5. All acts or parts of acts inconsistent with the provisions of this act are hereby repealed.

Repeal.

APPROVED—The 15th day of April, A. D. 1907.

EDWIN S. STUART.

No. 65.

AN ACT

To amend section eight of an act, entitled "An act for the appointment and maintenance of a Board, to be known as the Armory Board of the State of Pennsylvania, and for the payment of its expenses; and for providing, managing, and caring for armories for the use of the National Guard of Pennsylvania, and making an appropriation for the same; authorizing the State Armory Board to receive from counties, cities, municipalities, and other sources donations or contributions for the purpose of this act," approved the eleventh day of May, Anno Domini one thousand nine hundred and five; by fixing the maximum amount to be expended for a company of infantry, a battery of artillery, or a troop of cavalry, exclusive of gift or donation made for the benefit of an armory.

Section 1. Be it enacted, &c., That section eight of "An act entitled 'An act for the appointment and maintenance of a Board, to be known as the Armory Board of the State of Pennsylvania, and for the payment of its expenses; and for providing, managing, and caring for armories for the use of the National Guard of Pennsylvania, and making an appropriation for the same; authorizing the State Armory Board to receive from counties, cities, municipalities, and other sources donations or contributions for the purpose of this act,' approved the eleventh day of May, Anno Domini nineteen hundred and five," which section reads as follows:—

Armory Board.

"The maximum amount to be expended for a company of infantry shall be *twenty* thousand dollars; for a battery of artillery or a troop of cavalry, *thirty* thousand dollars; which shall include the purchase of the necessary ground, where such ground is not donated, and which shall be exclusive of any gift or donation made to or for the benefit of any particular armory," be amended to read as follows:—

Section 8. act of May 11, 1905, cited for amendment.

Maximum
amounts.

The maximum amount to be expended for a company of infantry shall be *twenty-five* thousand dollars; for a battery of artillery or a troop of cavalry, *thirty-five* thousand dollars; which shall include the purchase of the necessary ground, where such ground is not donated, and which shall be exclusive of any gift or donation made to or for the benefit of any particular armory.

APPROVED—The 15th day of April, A. D. 1907.

EDWIN S. STUART.

No. 66.

AN ACT

Authorizing contracts between cities, boroughs or townships, of the one part, and street passenger railway companies, surface, elevated or underground, or motor power companies leasing and operating the franchises and property of such companies, of the other part, affecting, fixing and regulating the franchises, powers, duties and liabilities of such companies, the management of the same, the relations and respective rights of the contracting parties, and the ultimate acquisition by such cities, boroughs and townships of the property, leaseholds and franchises of said contracting companies.

Street passenger
railway com-
panies.

Contracts with
municipalities.

Payments.

Directors.

Section 1. Be it enacted, &c., That it shall and may be lawful for any city, borough or township, of the one part, and any street passenger railway company, surface, elevated or underground, or motor power company leasing and operating the franchises and property of such company within the limits of such cities, boroughs or townships, of the other part, to enter into contracts with each other affecting, fixing, and regulating the franchises, powers, duties, and liabilities of such companies, and the regulations and respective rights of the contracting parties. Such contracts may, inter alia, provide for payments by the companies to the local authorities, in lieu of the performance of certain duties or the payment of license fees or charges imposed in favor of such city, borough or township by the charters of the respective companies or by any general law or ordinance, for the appointment by the local authorities of a certain number of persons to act as directors of such company, in conjunction with the directors elected by the stockholders of such company, and, further, may provide for the ultimate acquisition by the local authorities, upon terms mutually satisfactory, of the leaseholds, property and franchises of the contracting companies.

APPROVED—The 15th day of April, A. D. 1907.

EDWIN S. STUART.

No. 67.

AN ACT

To regulate the construction, maintenance, and inspection of scaffolding, or slings, hangers, blocks, pulleys, stays, braces, ladders, irons or ropes, that are used in the construction, alteration, repairing, painting, cleaning, or pointing of buildings, within the limits of cities of the first, second, and third class; and providing punishment for violation of the provisions of this act.

Section 1. Be it enacted, &c., That whenever complaint is made to the mayor, director of public safety, superintendent of police, or other persons in charge of the police force, in any city of the first, second or third class in this State, that the scaffolding, or slings, hangers, blocks, pulleys, stays, braces, ladders, irons, or ropes of any sling or stationary scaffolding, used in the construction, alteration, repairing, painting, cleaning, or pointing of buildings, within the limits of any city aforesaid, are unsafe, or liable to prove dangerous to life or limb of any person, such mayor, director of public safety, superintendent of police, or other person in charge of the police force, shall immediately cause an inspection to be made of such scaffolding, or the slings, hangers, blocks, pulleys, stays, braces, ladders, irons, ropes or other parts connected therewith. If, after examination, such scaffolding or any of such parts is found to be dangerous to life or limb, the mayor, director of public safety, superintendent of police, or other persons in charge of the police force, shall prohibit the use thereof, and require the same to be altered and reconstructed so as to avoid such danger. The person directed to make such inspection shall attach such certificate to the scaffolding, or the slings, hangers, irons, ropes, or other parts thereof, examined by him, stating that he has made such examination, and that he has found it safe or unsafe, as the case may be. If he declare it unsafe, he shall at once, in writing, notify the person responsible for its erection of the fact, and warn them against the use thereof. Such notice shall be served personally upon the person responsible for the erecting, or by conspicuously affixing it to the scaffolding or part thereof to be declared unsafe. After such notice has been so served or affixed, the person responsible therefor shall immediately remove such scaffolding or part thereof, and alter or strengthen it in such manner as to render it safe, in the discretion of the person who has examined it, or of his superiors. Any person whose duty it is to examine or test any scaffolding or part thereof, as required by this act, shall have free access at all reasonable hours to any building or premises containing them, or where they may be used.

Cities of the first, second and third classes.

Scaffolding, etc., construction and inspection of.

Inspection.

Prohibition of use.

Certificate.

Notice.

Alterations, etc.

Examiners shall have free access.

Safety-rail.

Braces.

Construction.

Number of men.

Violations, etc.

Misdemeanor.

Fine and penalty.

Repeal.

Section 2. If any scaffolding or staging, swung or suspended from an overhead support or supports, shall be more than ten feet from the ground or floor, the same shall be deemed unsuitable and improper, and as not giving proper protection to the life and limb of any person employed or engaged thereon, unless such scaffolding or staging shall, when the same is in use, have a safety-rail, rising at least thirty-four inches above the floor or main portion of such scaffolding or staging, and extending along the outside thereof the entire length of the outside thereof, properly attached thereto, and unless such scaffolding or staging shall be provided with braces so as to sustain the weight of a man's body leaning against it, and prevent the scaffolding or staging from swaying from the building or structure.

Section 3. All swinging and stationary scaffolding shall be so constructed as to bear four times the maximum weight to be dependent therefrom or placed thereon when in use, and not more than three men shall be allowed on any swinging scaffolding at one time.

Section 4. Any person who violates, or omits to comply with, any of the foregoing provisions of this act, or who suffers or permits the use of any article or scaffolding declared by a proper officer to be defective, or who destroys or defaces any notice posted in accordance with the provisions of this act, or who hinders or obstructs any officer who may be detailed to enforce its provisions, shall be deemed guilty of a misdemeanor, and, on conviction thereof, shall be punished by a fine not exceeding five hundred dollars or by imprisonment not exceeding six months, or both, at the discretion of the court.

Section 5. All acts or parts of acts inconsistent with the provisions of this act are hereby repealed.

APPROVED—The 15th day of April, A. D. 1907.

EDWIN S. STUART.

No. 68.

AN ACT

Validating ordinances of any borough, laying out and opening public streets, lanes, or alleys, passed since May sixteenth, Anno Domini eighteen hundred ninety-one, where such ordinances were passed by councils of such boroughs and published as prescribed by an act, entitled "An act regulating boroughs," approved April third, Anno Domini eighteen hundred fifty-one, and the streets, lanes and alleys so laid out have been opened, and traveled by the public, and wherein all damages have been paid or released, or the land conveyed to such borough, and ordained in manner aforesaid as a street, lane, or alley.

Borough ordinances.

Section 1. Be it enacted, &c., That all ordinances passed since the sixteenth day of May, Anno Domini

one thousand eight hundred ninety-one, by the councils of any borough of this Commonwealth, laying out or opening any public street, lane, or alley, or part thereof, in such borough, and published in the manner prescribed by an act of the General Assembly of said Commonwealth, entitled "An act regulating boroughs," approved the third day of April, Anno Domini one thousand eight hundred and fifty-one; where such street, lane, or alley has been laid out, opened, and is now used and traveled by the public, and the damages therein have been paid to or released by the owners of the land over which such street, lane, or alley is laid out and opened; or where such land, over which such street, lane, or alley is opened, has been conveyed to such borough, and, in the manner aforesaid, ordained by it for said purpose—are hereby validated and made good in law: Provided, This act shall in no wise affect any suit or suits now pending.

Passed since May
16, 1891, etc.

Validation.

Proviso.

APPROVED—The 15th day of April, A. D. 1907.

EDWIN S. STUART.

No. 69.

AN ACT

Relating to the taxing as part of the costs the printing of paperbooks, upon appeals to Supreme and Superior Courts.

Section 1. Be it enacted, &c., That in all cases, either in law or equity, wherein an appeal is taken from any judgment, decree, or order to the Supreme or the Superior Court, the party in whose favor the final decision is rendered shall be entitled to charge, and collect from the losing party as part of the costs, such amount as shall have been expended for printing paperbooks upon said appeal. Said amount to be taxed and collected in the same manner as costs are now taxed and collected by law.

Appeals to Su-
preme or Superior
Court.

Paper books, tax-
ing cost of.

Section 2. All acts or parts of acts inconsistent herewith are hereby repealed.

Repeal.

APPROVED—The 15th day of April, A. D. 1907.

EDWIN S. STUART.

No. 70.

AN ACT

Providing for the creation and regulation of municipal liens, and the proceedings for the collection thereof, in the several boroughs of this State.

Section 1. Be it enacted, &c., That whenever, heretofore, the council of any incorporated borough of this State has required, by ordinance, and caused to be paved, curbed, or macadamized, with brick, stone, or

Boroughs.

Paving, curbing,
etc.

Validation.

Assessment.

Lien.

Proviso.

Filing of lien.

Details.

Prima facie evidence.

Scire facias.

other suitable material, any public street or thoroughfare, or part thereof, or is now causing such paving, curbing, or macadamizing, pursuant to such ordinance; but, owing to some defect in the petition or other proceeding necessary under existing law to give jurisdiction to such council, or for any other reason, the cost of such improvement or a portion thereof cannot be legally assessed upon the property bounding or abutting upon the street or part thereof improved, as was contemplated by the act or acts of the General Assembly under which the improvement was attempted to be made—now, by this act, such improvements are made valid and binding; and the council of such incorporated borough may cause the property bounding or abutting upon the street or part thereof upon which the improvement has been made, or is now being made, to be assessed with such a portion of the cost of such improvement as is contemplated by the law under which the improvement was made, or is now being made; such assessment shall be a lien upon the property assessed. The lien shall date from the completion of the improvement for which the assessment is made, and shall remain a lien until fully paid and satisfied: Provided, That a writ of scire facias is issued to revive the same during every period of five years after a lien is filed, as hereinafter provided.

Section 2. The council of any incorporated borough of this State entitled to a lien under this act, shall file a lien therefor in the office of the prothonotary of the county within which the property lies, within six months after the completion of the work where the improvement is now in progress, or within six months after the approval of this act where the improvement is now completed, and the same shall be entered upon record as other municipal claims. Such lien shall state the name of the party claimant, which shall be the corporate name of the borough making the improvement; the name of the owner or reputed owner of the property assessed; a reasonable description of the property assessed; the amount or sum claimed to be due, which shall include interest on the assessment from the completion of the improvement; for what improvement the claim is made, the date of its completion, the date of the assessment for which the lien is filed. Such lien, when so filed, shall be prima facie evidence of all matters therein set forth, and of the right of the borough to recover the amount therein claimed to be due, together with interest from the date of filing the lien, costs, and an attorney's commission of five per centum for collecting.

Section 3. The lien, when so filed, shall be proceeded upon for collection by writ of scire facias. The said writ shall be made returnable to the monthly or other return day in the respective courts; and shall

be served upon the owner or reputed owner personally, or by leaving a copy thereof, duly attested, with an adult member of his family or of the family in which he resides, at least ten days before the return day thereof. If the owner of the property cannot be found, or has no residence within the county in which the property lies, the sheriff shall thereupon return the said writ nihil; and thereupon an alias scire facias may issue, which shall be served by notice posted upon the premises, stating the substance of the writ, at least ten days prior to the return day, and also by advertisement in at least two newspapers, published in the county in which the premises are located, once a week for three successive weeks. Such posting and publication shall be equivalent to a service.

Service.

Alias scire facias

Posting and publication.

Section 4. If the writ shall have been served, and no appearance entered on or before the return day thereof, the plaintiff therein shall be entitled to judgment, after the return day thereof, for the debt, interest, costs, and attorney's commission. If an appearance be entered, the plaintiff shall also be entitled to judgment, unless a sufficient affidavit of defense be filed, within fifteen days after the return day. If such affidavit be filed, the cause shall be proceeded with in accordance with the rules of law and the practice of the courts.

Judgment.

Section 5. When final judgment shall have been entered upon such lien, the plaintiff therein may have a writ of levari facias; and upon the same the sheriff shall cause the said property to be advertised for sale, in at least two newspapers of the proper county, once a week for three weeks, before the day of sale, and shall also give notice, by at least ten handbills posted in conspicuous places, one of which shall be posted upon the property, of the time and place of sale, and thereupon shall proceed to sell the same. The place of sale shall be the sheriff's office. The proceeds of sale shall be distributed according to law.

Levari facias.

Sale.

Distribution.

Section 6. The term "owner or reputed owner," as used in this act, shall mean any person or persons in open, peaceable, and notorious possession of property. Remaindermen, or other persons interested in expectancy, not having been heard, and aggrieved by such final judgment, upon petition presented in the proper court, may have the judgment opened, at any time before the sale of the property, and they allowed to defend, when, in the judgment of the court, such opening is necessary to secure justice to all parties. Sale of the property shall preclude all persons from setting up anything contrary to the record.

Definition.

Opening of judgment.

Section 7. Nothing in this act shall be taken to restrict the right of either plaintiff or defendant, in proceeding under it, to appeal as in other cases.

Appeals.

Section 8. Any person owning property against

Petition of
owner.

which a lien is filed under this act, may at any time present a petition to the proper court, praying that the claimant in such lien be compelled to proceed for the collection thereof, and thereupon the court shall make such order as the justice of the case may require.

APPROVED—The 15th day of April, A. D. 1907.

EDWIN S. STUART.

No. 71.

AN ACT

Fixing the salary of the Superintendent of Public Instruction and of the Deputy Superintendents of Public Instruction.

Department of
Public Instruc-
tion.

Salary of Super-
intendent.

Section 1. Be it enacted, &c., That from and after the first day of April, Anno Domini one thousand nine hundred and nine, the salary of the Superintendent of Public Instruction shall be five thousand dollars per annum.

Salary of Deputy.

Section 2. That from and after the passage of this act, the salary of the Deputy Superintendents of Public Instruction shall be two thousand dollars per annum.

APPROVED—The 15th day of April, A. D. 1907.

EDWIN S. STUART.

No. 72.

AN ACT

To regulate the paving of sidewalks and setting curbstones in the rural districts of cities of the first class.

Cities of the first
class, rural dis-
tricts of.

Sidewalks.

Notice to owners.

Section 1. Be it enacted, &c., That when a majority of the property owners, or the owners of a majority of the feet frontage for a continuous distance of five hundred feet or more, on any one or both sides of any street, road, or lane used as a public highway, in cities of the first class, shall petition councils of said cities for a paved footway along the same, they shall state in their petition the kind of pavement wanted by them; and council shall, when said petition is received, direct the highway department of said city to notify the owner of property on said street, or such part thereof as may have been included in the petition, to have such footway paved in front of their respective premises, in the manner indicated in the petition, within sixty days after receiving said notice.

Section 2. Should any of the property owners refuse or neglect to make said pavement for sixty days after notice has been given, the highway department shall proceed, without delay, to have it made, and charge the cost thereof to the property in front of which it is made; and if said cost is not paid within sixty days after a bill for the same has been presented, a claim shall be filed, in the proper court, for the amount thereof, which claim shall be a lien against the property, and shall be collected in the same manner as other municipal claims are now by law collected.

Refusal or neglect.

Cost.

Lien.

Repairs.

Section 3. When said pavement requires repairing, and the owner or owners of property, in front of which the repairs are needed, neglect or refuse after ten days' notice to make such repairs, it shall be the duty of the highway department to have them made, without delay, and the costs thereof shall be collected in the same manner as the cost is ordered to be collected by the second section of this act.

Section 4. Nothing in this act shall prevent councils of the cities of the first class from directing the curbstones to be set and brick pavements laid on the footways of any of the streets of the cities of the first class, whenever said streets are opened and graded according to confirmed surveys, and the advance of improvements may demand the same.

Curbstones and brick pavements.

APPROVED—The 15th day of April, A. D. 1907.

EDWIN S. STUART.

No. 73.

AN ACT

To amend section eight of an act, entitled "An act to provide for the protection of trees, shrubs, vines, and plants against destructive insects and diseases; providing for the enforcement of this act, and the expenses connected therewith, and fixing penalties for its violation," approved the thirty-first day of March, Anno Domini one thousand nine hundred and five, by authorizing the Economic Zoologist to acquire and disseminate knowledge of all kinds of insects and their enemies, and the means of suppressing injurious species and maintaining beneficial kinds, and increasing the annual allowance necessary to comply with the requirements of said act, and making an appropriation therefor.

Section 1. Be it enacted, &c., That section eight of an act, entitled "An act to provide for the protection of trees, shrubs, vines, and plants against destructive insects and diseases; providing for the enforcement of this act, and the expenses connected therewith, and fixing penalties for its violation," which provides:

Trees, vines, plants, etc., protection of.

"Section 8. Any person violating the provisions of this act, or offering any hindrance to the carrying out of this act, shall be adjudged guilty of a misdemeanor,

Section 8, act of March 31, 1905, cited for amendment.

and, upon conviction before a magistrate or justice of the peace, shall be fined not less than ten dollars and not more than one hundred dollars for each and every offense, together with all the costs of the prosecution, and shall stand committed until the same is paid. All necessary expenses under the provision of this act, shall, after approval in writing by the Secretary of Agriculture and Auditor General, be paid by the State Treasurer upon warrant of the Auditor General, in the manner now provided by law: Provided, That not more than *thirty* thousand dollars shall be so expended, for this purpose, in any one year," be and the same is hereby amended to read as follows:—

Violation of act.

Fine.

Economic Zoologist may acquire and disseminate knowledge as to insects.

Appropriation.

Section 8. Any person violating the provisions of this act, or offering any hindrance to the carrying out of this act, shall be adjudged guilty of a misdemeanor, and, upon conviction before a magistrate or justice of the peace, shall be fined not less than ten dollars and not more than one hundred dollars for each and every offense, together with all costs of the prosecution, and shall stand committed until the same is paid. The Economic Zoologist is hereby authorized to acquire and disseminate knowledge of both beneficial and obnoxious insects of all kinds, and of their enemies, and of the *means of suppressing all kinds of insect pests and encouraging and increasing the natural enemies of such pests.*

Section 2. That the sum of *eighty* thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated for the purpose of carrying into effect the provisions of this act, and the act to which it is an amendment: Provided, however, That not more than forty thousand dollars shall be expended in any one year.

APPROVED—The 15th day of April, A. D. 1907.

EDWIN S. STUART.

No. 74.

AN ACT

To amend section one of an act, approved the fifteenth day of February, one thousand nine hundred and six, entitled "An act to fix the number of Representatives in the General Assembly of the State, and to apportion the State into Representative Districts, as provided by the Constitution," so as to include McAdoo, Landingville, and Tower City in their respective contiguous districts, in the county of Schuylkill.

Representative districts.

Section 1. Be it enacted, &c., That section one of an act, entitled "An act to fix the number of Representatives in the General Assembly of the State, and to apportion the State into Representative districts, as

provided by the Constitution," approved the fifteenth day of February, one thousand nine hundred and six, which, under the subdivision of Schuylkill county, reads as follows:—

"The county of Schuylkill shall elect five members, and the county shall be divided into four districts, as follows:

Subdivision as to Schuylkill county, cited for amendment.

"The township of Delano, East Mahanoy, and West Mahanoy, and the boroughs of Shenandoah, Gilberton, Mahanoy City, and Frackville, shall constitute the first district, and elect one member.

"The townships of Upper Mahantonga, Hubley, Eldred, Hegins, Barry, Foster, Butler, Cass, and the boroughs of Ashland, Girardville, and Gordon, shall constitute the second district, and elect one member.

"The townships of Union, North Union, East Union, Blythe, West Brunswick, East Brunswick, West Penn, Schuylkill, Kline, Rush, Ryan, Rahn, and Walker, and the boroughs of Port Clinton, Tamaqua, New Philadelphia, Middleport, *and* Ringgold, shall constitute the third district, and elect one member.

"The townships of Porter, Tremont, Pinegrove, Reiley, Frailey, Branch, Norwegian, East Norwegian, New Castle, North Manheim, South Manheim, Washington, and Wayne, and the boroughs of Pinegrove, Tremont, Minersville, Pottsville, Yorkville, Saint Clair, Port Carbon, Mount Carbon, Palo Alto, Auburn, Cressona, Schuylkill Haven, *and* Orwigsburg, shall constitute the fourth district, and elect two members," be and the same is hereby amended so as to read as follows:—

The county of Schuylkill shall elect five members, and the county shall be divided into four districts, as follows:

Schuylkill county.

The townships of Delano, East Mahanoy, and West Mahanoy, and the boroughs of Shenandoah, Gilberton, Mahanoy City, and Frackville, shall constitute the first district, and elect one member.

The townships of Upper Mahantonga, Hubley, Eldred, Hegins, Barry, Foster, Butler, Cass, and the boroughs of Ashland, Girardville, and Gordon, shall constitute the second district, and elect one member.

The townships of Union, North Union, East Union, Blythe, West Brunswick, East Brunswick, West Penn, Schuylkill, Kline, Rush, Ryan, Rahn, and Walker, and the boroughs of Port Clinton, Tamaqua, New Philadelphia, Middleport, *New* Ringgold *and* *McAdoo* shall constitute the third district, and elect one member.

The townships of Porter, Tremont, Pinegrove, Reiley, Frailey, Branch, Norwegian, East Norwegian, New Castle, North Manheim, South Manheim, Washington, and Wayne, and the boroughs of Pinegrove, Tremont, Minersville, Pottsville, Yorkville, Saint Claire, Port Carbon, Mount Carbon, Palo Alto, Au-

burn, Cressona, Schuylkill Haven, Orwigsburg, *Land-
ingville, and Tower City*, shall constitute the fourth
district, and elect two members.

APPROVED—The 15th day of April, A. D. 1907.

EDWIN S. STUART.

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No. 75.

AN ACT

To amend section one of the act, approved May twenty-fifth,
one thousand eight hundred and eighty-seven, entitled "An
act to authorize cities and boroughs to condemn property
and rights, inside and outside of their limits, for the pur-
pose of obtaining and supplying water," so as to include
springs.

Cities and
boroughs.

Section 1. act of
May 25, 1887, cited
for amendment.

Section 1. Be it enacted, &c., That section one of
the act, approved May twenty-fifth, one thousand eight
hundred and eighty-seven (Pamphlet Laws, two hun-
dred and sixty-seven), which reads as follows:—

"Section 1. That any city or borough desiring to
erect waterworks, or to improve its water supply, may,
for such purpose, appropriate streams, known as
rivers or creeks, lands, easements, and rights of way,
whether within its territorial limits or not, and, for
the purpose of conducting water obtained outside of
the territorial limits of any city or borough, may lay
pipes across, under, and over any lands, rivers,
streams, bridges, public highways and cross rail-
roads," be and the same is hereby amended to read as
follows:—

Appropriation of
streams, lands,
etc., for water
supply.

Section 1. That any city or borough desiring to
erect waterworks, or to improve its water supply, may,
for such purpose, appropriate *springs*, streams, known
as rivers or creeks, lands, easements, and rights of
way, whether within its territorial limits or not; and,
for the purpose of conducting water obtained outside
of the territorial limits of any city or borough, may
lay pipes across, under, and over any lands, rivers,
streams, bridges, public highways, and cross railroads:
*Provided, That no waters or springs, appropriated un-
der the provisions of this act, shall be used in such man-
ner as to deprive the owner or proprietor thereof of the
free use of and enjoyment of the same, at all times, for
any domestic, dairy, stock, or farm purposes.*

Proviso.

APPROVED—The 15th day of April, A. D. 1907.

EDWIN S. STUART.

No. 76.

AN ACT

Amending an act, entitled "An act making an appropriation for the erection of a home or school for indigent orphans, to be called the Thaddeus Stevens Industrial and Reform School of Pennsylvania, in which school provision shall be made for giving instruction in reading, writing, arithmetic, drawing, duties of citizenship, elementary manual training, the elements of farming, and other requisite branches," and providing for the change of the name of the Thaddeus Stevens Industrial and Reform School of Pennsylvania.

Section 1. Be it enacted, &c., That the name of the Thaddeus Stevens Industrial and Reform School of Pennsylvania, to be located at or near Lancaster, Pennsylvania, be changed to the Thaddeus Stevens Industrial School of Pennsylvania.

Thaddeus Stevens
Industrial and
Reform School of
Pennsylvania.

Section 2. The seventh section of the act, approved the eleventh day of May, Anno Domini one thousand nine hundred and five, which reads as follows:—

Section 7, act of
May 11, 1905, cited
for amendment.

"The said commissioners, upon the completion of the said institution, shall surrender their trust to a board of trustees to consist of nine members, who shall serve without compensation, and be appointed by the Governor, by and with the advice and consent of the Senate. Said trustees shall be a body politic or corporate, of the name of the Thaddeus Stevens Industrial and Reform School of Pennsylvania. They shall manage and direct the affairs of the institution, and make all necessary by-laws and regulations, not inconsistent with either the provisions of the Constitution or laws of the Commonwealth. Of the trustees first appointed, three shall serve for one year, three for two years, and three for three years, and at the expiration of the respective periods the vacancies shall be filled by the Governor, by appointment, for three years, as hereinbefore provided; and should any vacancy occur by death or resignation, or otherwise, of any trustee, such vacancy shall be filled, by appointment as aforesaid, for the unexpired term of such trustee. The Superintendent of Public Instruction shall be ex officio member of the board of trustees," be and the same is hereby amended to read as follows:—

The said commissioners, upon the completion of the said institution, shall surrender their trust to a board of trustees to consist of nine members, who shall serve without compensation, and be appointed by the Governor, by and with the advice and consent of the Senate. Said trustees shall be a body politic or corporate, of the name of the Thaddeus Stevens Industrial School of Pennsylvania. They shall manage and direct the affairs of the institution, and make all necessary by-laws and regulations, not inconsistent with either the provisions of the Constitution or laws of the Commonwealth. Of the trustees first appointed,

Thaddeus Stevens
Industrial School
of Pennsylvania.

three shall serve for one year, three for two years, and three for three years, and at the expiration of the respective periods the vacancies shall be filled by the Governor, by appointment, for three years, as hereinbefore provided; and should any vacancy occur by death or resignation, or otherwise, of any trustee, such vacancy shall be filled, by appointment as aforesaid, for the unexpired term of said trustee. The Superintendent of Public Instruction shall be ex-officio member of the board of trustees.

APPROVED—The 15th day of April, A. D. 1907.

EDWIN S. STUART.

No. 77.

AN ACT

To repeal an act, entitled "An act relative to the pay of auditors and supervisors in certain townships in the county of Lawrence," approved the second day of April, Anno Domini one thousand eight hundred seventy.

Lawrence county.

Union township.

Repeal.

Section 1. Be it enacted, &c., That so much of the act of Assembly, approved the second day of April, Anno Domini one thousand eight hundred seventy, entitled "An act relative to the pay of auditors and supervisors in certain townships in the county of Lawrence," is hereby repealed so far as relates to the township of Union, in the said county of Lawrence.

APPROVED—The 15th day of April, A. D. 1907.

EDWIN S. STUART.

No. 78.

AN ACT

Defining the duty of coroners, police, and health authorities, in this Commonwealth, in reference to the disposition of bodies of persons whose cause of death may be the subject of inquiry by the coroner.

Coroners.

Autopsy.

Section 1. Be it enacted, &c., That it shall be the duty of the coroner and the deputy coroner of any county in this Commonwealth, in all cases where the cause of death is of a suspicious nature and character, to cause an investigation of the facts concerning said death, and to make or cause to be made such an autopsy as the facts of the case may demand, by such official.

Section 2. That in all cases of sudden death, where the cause is not surrounded by any suspicious circum-

stances, the body of the deceased shall be sent immediately by the police or health authorities, if the death shall occur away from the home or residence of the deceased, to the same, or to such relatives or friends who may claim the body; or, in absence of any knowledge as to the person, his or her home, residence, relatives or friends, the health board or police authorities of any county, city, borough or township shall take possession of such body, and keep the same in such place as may be provided by said authorities, for the purpose of remaining for a limited time for identification; and any effects found on the body shall be handed over by said police or health authorities to the coroner, and by that official given to those legally entitled to the same: Provided, That nothing in this section shall interfere with the right of the coroner to investigate the facts or causes of said death.

Death of non-resident.

Proviso.

Section 3. All acts or parts of acts inconsistent with said act are hereby repealed.

Repeal.

APPROVED—The 16th day of April, A. D. 1907.

EDWIN S. STUART.

No. 79

AN ACT

To repeal an act, entitled "An act for the regulation of apprentices within this Province," passed September twenty-ninth, one thousand seven hundred and seventy.

Section 1. Be it enacted, &c., That the act, entitled "An act for the regulation of apprentices within this Province," passed September twenty-ninth, one thousand seven hundred and seventy, and which reads as follows:—

Apprentices.

"Whereas, Great mischiefs and losses have been sustained by the masters and mistresses of apprentices, within this Province, for want of some law to regulate their conduct and behavior during their apprenticeships, to prevent their absenting themselves from their said masters or mistresses service without leave, to punish them for any disorderly or immoral behavior, and to make the covenants between them mutually obligatory: For remedy whereof,—

Act of September 29, 1770, cited for repeal.

"Section 1. Be it enacted, &c., That all and every person or persons, that at any time or times heretofore have been, or after the publication of this act shall be, bound by indenture to serve as an apprentice in any art, mystery, occupation or labor, with the assent of his or her parent, guardian, or next friend, or with the assent of the overseers of the poor, and approba-

tion of any two justices, although such persons, or any of them, were or shall be within the age of twenty-one years at the time of making the several indentures, shall be bound to serve the time in their respective indentures contained so as such time or term of years of such apprentice, if a female, do expire at or before the age of eighteen years, and if a male, at or before the age of twenty-one years, as fully to all intents and purposes, as if the same apprentice were of full age at the time of making the said indentures, any law, usage or custom to the contrary notwithstanding.

“Section 2. And be it further enacted, That if any master or mistress shall misuse, or abuse, or evilly treat, or shall not discharge his or her duties towards his or her apprentice, according to the covenants in the indentures between them made, or if the said apprentice shall abscond or absent himself or herself from his or her master's or mistress's service without leave, or shall not do or discharge his or her duty to his or her master or mistress, according to his or her covenants aforesaid, the said master or mistress, or apprentice, being aggrieved in the premises, shall or may apply to any one justice of the peace of any county or city, where the said master or mistress shall reside, who, after giving due notice to such master or mistress, or apprentice, if he or she shall neglect or refuse to appear, shall thereupon issue his warrant for bringing him or her, the said master, mistress, or apprentice, before him, and take such order and direction between the said master or mistress and apprentice, as the equity and justice of the case shall require; And if the said justice shall not be able to settle and accommodate the difference and dispute between the said master or mistress and apprentice, through a want of conformity in the master or mistress, then the said justice shall take a recognizance of the said master or mistress, and bind him or her over, to appear and answer the complaint of his or her said apprentice, at the next county court of quarter sessions to be held for the said county or city, and take such order, with respect to such apprentice, as to him shall seem just; and if through want of conformity in the said apprentice, he shall, if the master or mistress, or apprentice, request it, take a recognizance of him or her, with one sufficient surety, for his or her appearance at the said Sessions, and to answer the complaint of his or her said master or mistress, or commit such apprentice, for want of such surety, to the common gaol or workhouse of the said county or city respectively; and upon such appearance of the parties, and hearing of their respective proofs and allegations, the said court shall, and they are hereby authorized and empowered, if they see cause, to dis-

charge the said apprentice of and from his or her apprenticeship, and of and from all and every the articles, covenants and agreements in his or her said indenture contained, the said indenture of his or her said apprenticeship, or any law or custom to the contrary, notwithstanding; but if the fault shall be found in the said apprentice, then the said court is hereby authorized and empowered to cause, if they see sufficient occasion, such punishment, by imprisonment of the body, and confinement at hard labor, to be inflicted on him or her, as to them, in their discretion, they shall think his or her offence or offences shall deserve.

“Section 3. And be it further enacted, That if any apprentice of any of the arts, trades, mysteries, occupations, or labor aforesaid, shall depart and abscond from his or her master's or mistress's service into any other county of this Province, or into the city of Philadelphia, it shall and may be lawful to and for any justice of the peace of such county or city to issue his warrant to any constable within his county or city, to apprehend, take and have the body of such apprentice before him, or some other justice of his county, and upon such appearance, and hearing of the complaint and defence of the parties, if the default be found in the said apprentice, then and in such case, the said justice of the peace, before whom such warrant shall be returned, shall commit him or her to the common gaol of the county where his or her said master or mistress shall reside, unless he or she will consent to return home, or shall find sufficient surety to appear at the next Sessions, to be held for the county where such master or mistress shall reside, and answer the complaint of the said master or mistress, and not to depart the same without leave.

“Section 4. And be it further enacted, That if any person or persons whatsoever shall harbour, conceal or entertain any such apprentice, knowing him to be such, during the space of twenty-four hours, without his or her master's or mistress's consent, and shall not give notice thereof to his or her master or mistress, every such person or persons, offending in the premises, shall pay to the said master or mistress the sum of twenty shillings, for every day he shall so harbour, conceal or entertain such apprentice, to be recovered in a summary way, as debts under five pounds are by law directed to be recovered, if the same shall not exceed five pounds; if otherwise, to be recovered by action of debt, to be brought at the suit of the party injured, in any court of common pleas within this Province.

“Section 5. Provided always, nevertheless, That nothing in this act contained shall be deemed, held or understood to repeal, alter or change any article, clause or thing, in the act of General Assembly of

this Province, entitled 'An act for establishing Orphans' Courts', passed in the eleventh year of Queen Anne.

"Section 6. And be it further enacted, That the act entitled 'An act for the regulation of apprentices within this Province,' passed in the third year of his present Majesty's Reign, and every article, clause and thing, therein contained, shall be, and is hereby declared to be, repealed, null and void,"—

Be and the same is hereby repealed.

APPROVED—The 17th day of April, A. D. 1907.

EDWIN S. STUART.

No. 80.

AN ACT

To confer upon street railway companies, and the lessees or operators thereof, the right to do an express business, and to transport light freight and property, and to charge and collect reasonable compensation therefor.

Street railway
companies.

Express business.
Freight.

Lessees or oper-
ators.

Proviso.

Local regulations.

Proviso.

Court supervision.

Section 1. Be it enacted, &c., That the right and privilege to do an express business, and to transport and carry farm produce, garden truck, milk, merchandise, and other light freight and property, upon, along, and over all street railways, and to charge and collect a reasonable compensation therefor, is hereby extended to and conferred upon all street railway companies, including every kind of street railway, suburban street railway, or interurban street railway, whether their lines of railway are to be and are maintained either at the surface or above or below the surface of the earth, and by whatever power their vehicles are to be and are transported, and upon all companies duly authorized to become the lessees or operators of such railways, heretofore or hereafter incorporated under the laws of this Commonwealth, even though the said street railway companies may have been heretofore restricted as to the kind of power to be employed or in such transportation, or may have been forbidden to transport freight or other property: Provided, That the transportation of said express matter, light freight, and property, and other articles of merchandise mentioned in this act, shall be subject to such reasonable regulations as shall be prescribed by the respective local authorities of the several cities, boroughs, and townships through which or within which any street railway company may exercise the rights and privileges conferred by this act: And provided further, That the reasonableness of such regulations shall be subject to the supervision of the court of common pleas of the

county or counties through which or within which any street railway company may exercise the rights and privileges conferred by this act, the jurisdiction of which court shall be invoked by petition of the complaining party or parties.

APPROVED—The 22d day of April, A. D. 1907.

EDWIN S. STUART.

No. 81.

AN ACT

To amend the first section of an act, entitled "To enable boroughs to adopt and construct sewerage systems, and to assess and collect the cost thereof," approved the fifteenth day of May, Anno Domini one thousand eight hundred and eighty-nine (Pamphlet Laws, page two hundred and twenty), by providing for the construction of sewers without a petition of a majority of property owners, and requiring a permit from the Commissioner of Health.

Section 1. Be it enacted, &c., That section one of an act, approved the fifteenth day of May, Anno Domini one thousand eight hundred and eighty-nine, entitled "An act to enable boroughs to adopt and construct sewerage systems, and to assess and collect the cost thereof," which reads as follows:—

Boroughs.

"Section 1. Be it enacted, &c., That the burgess and town council of any borough within this Commonwealth, now or hereafter to be incorporated, *upon a petition of a majority of the property owners on any street or streets in any said borough*, shall have full power and authority, by ordinance or ordinances duly passed, to adopt and construct such system or systems of public sewerage as in the judgment of the said council may be necessary, from time to time, for the disposal of the waste water and other sewage matter from the said borough; and for this purpose the said burgess and council shall have full power to fix the place or places in and along the streets, lanes, alleys, courts, or highways, in said borough, where sewer-mains or drains and branches thereof shall be laid down, and to prescribe the manner in which they shall be constructed," be and the same is hereby amended so as to read as follows:—

Section 1, act of May 15, 1889, cited for amendment.

Section 1. Be it enacted, &c., That the burgess and town council of any borough within this Commonwealth, now or hereafter to be incorporated, shall have full power and authority, by ordinance or ordinances duly passed, to adopt and construct such system or systems of public sewerage as in the judgment of the said council may be necessary, from time to time, for the disposal of the waste water and other sewage

Adoption of sewage system.

Proviso.

matter from the said borough; and for this purpose the said burgess and council shall have full power to fix the place or places in and along the streets, lanes, alleys, courts, or highways in said borough, where sewer-mains or drains, and branches thereof, shall be laid down, and to prescribe the manner in which they shall be constructed: *Provided, That no contract for the construction of any system or systems of public sewers shall be entered into, under the provisions of this act, until a permit for the construction of the same shall have been obtained from the Commissioner of Health.*

Repeal.

Exception.

Section 2. All acts or parts of acts inconsistent herewith be and the same are hereby repealed; *but this act shall not be construed as repealing an act, entitled "An act to preserve the purity of the waters of the State, for the protection of the public health," approved the twenty-second day of April, one thousand nine hundred and five, or in any way limit the powers of the Department of Health with regard to the regulation of the discharge of sewage in the boroughs of this Commonwealth.*

APPROVED—The 23d day of April, A. D. 1907.

EDWIN S. STUART.

No. 82.

AN ACT

Authorizing county commissioners of the several counties of this Commonwealth to contract for the drilling of gas-wells, in lands owned by the particular county, for the purpose of furnishing light and fuel for the county buildings of that county.

County commissioners.

Gas-wells.

Section 1. Be it enacted, &c., That from and after the passage of this act; the county commissioners of the several counties of this Commonwealth, situated in regions wherein natural gas is known to be obtainable, be and they are hereby authorized to contract for the drilling of gas-wells upon any lands owned by their particular county, for the purpose of furnishing gas for light and fuel to the county buildings of that county, and for other purposes, and for that purpose to contract for the laying of gas-lines, equipped with such modern appliances and machinery as may be necessary to carry out the intentions of this act.

Contracts.

Publication.

Section 2. That contracts for the building of rigs or derricks, or for the drilling of wells, or the laying of pipe-lines, or the purchase of machinery, shall be made by said county commissioners only after the specifications therefor shall have been published in at least two

newspapers of general circulation, published in the county-seat of said county, representing the two dominant political parties in said county, of the time and place of letting said contract or contracts; at which time and place the bids shall be publicly opened, and the contract or contracts awarded to the lowest and best bidder for the same.

Section 3. All acts or parts of acts inconsistent with the provisions of this act be and the same are hereby repealed. Repeal.

APPROVED—The 23d day of April, A. D. 1907.

EDWIN S. STUART.

No. 83.

AN ACT

To repeal an act, entitled "An act to authorize the election of district treasurers in Clearfield county," approved the ninth day of April, Anno Domini one thousand eight hundred and seventy-two, and an act, entitled "A supplement to an act, entitled 'An act to authorize the election of district treasurers in the county of Clearfield,' " approved the ninth day of April, Anno Domini one thousand eight hundred and seventy-two, and approved the twenty-seventh day of February, Anno Domini one thousand eight hundred and seventy-three, and an act, entitled "A further supplement to the act relating to district treasurers in Clearfield county," approved the twenty-seventh day of March, Anno Domini one thousand eight hundred and seventy-three.

Section 1. Be it enacted, &c., That an act to authorize the election of district treasurers in Clearfield county, approved the ninth day of April, Anno Domini one thousand eight hundred and seventy-two, and the two supplemental acts thereto, namely, one entitled "A supplement to an act, entitled an act to authorize the election of district treasurers in the county of Clearfield, approved the ninth day of April, Anno Domini one thousand eight hundred and seventy-two," and approved the twenty-seventh day of February, Anno Domini one thousand eight hundred and seventy-three, and an act, entitled "A further supplement to the act relating to district treasurers in Clearfield county," approved the twenty-seventh day of March, Anno Domini one thousand eight hundred and seventy-three, be and the same are hereby repealed.

Clearfield county.

District treasurers.

Act of April 9, 1872.

Act of February 27, 1873.

Act of March 27, 1873.

Repeal.

APPROVED—The 23d day of April, A. D. 1907.

EDWIN S. STUART.

LAWS OF PENNSYLVANIA,

No. 84.

AN ACT

Making an appropriation to the State Hospital for the Insane,
at Warren, Warren county, Pennsylvania.

Appropriation.

Furnishing.

Section 1. Be it enacted, &c., That whereas the State Hospital for the Insane at Warren, Warren County, Pennsylvania, has erected three buildings to accommodate two hundred and fifty patients, which buildings are now completed and ready for use, except the furnishing of the same, and whereas the necessity for their immediate occupancy is great on account of the overcrowded condition of said hospital, therefore the sum of thirty thousand dollars, or so much thereof as may be necessary, be and the same is hereby appropriated for the furnishing of said buildings. This sum to be paid out of any money in the Treasury, and not otherwise appropriated at the time of the passage of this act. This appropriation is to become available immediately on the approval of the Governor.

APPROVED—The 23d day of April, A. D. 1907.

EDWIN S. STUART.

No. 85.

AN ACT

Making an appropriation to the Capitol Investigation Commission.

Appropriation.

Costs, fees and expenses.

Warrants.

Report.

Section 1. Be it enacted, &c., That the sum of one hundred thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Capitol Investigation Commission, for the purpose of paying costs, fees, and expenses of inquiry into the expenditures in the erection, construction, furnishing, finishing, and completing the State Capitol building.

Section 2. That the Auditor General shall, upon presentation of vouchers and statements properly attested by Honorable John S. Fisher, chairman of said Commission, or the vice-chairman thereof, draw his warrants upon the State Treasurer for the respective amounts of said vouchers and statements, not exceeding in the aggregate the sum of one hundred thousand dollars. And be it further provided, that the said Commission shall file an itemized statement of all expenditures incident to the faithful performance of its duties, the same to be attached to and made a part of its report to the General Assembly.

APPROVED—The 23d day of April, A. D. 1907.

EDWIN S. STUART.

No. 86.

AN ACT

Making constables of boroughs and townships, and their deputies, and the employes of the Department of Forestry ex officio fire-wardens, for the extinguishment of forest or wild land fires; prescribing the duties of such fire-wardens, and their punishment for failure to perform the same; empowering them to procure the assistance of others in the extinguishment of such fires, and providing for the compensation of the said wardens and their assistants, and making an appropriation therefor.

Section 1. Be it enacted, &c., That all constables of boroughs and townships, and their deputies, and the employes of the Department of Forestry are hereby constituted ex officio fire-wardens, whose duty it shall be, when fire is discovered in or approaching forests or wild land, whether the same be owned by individuals, corporations or by the Commonwealth, immediately to take such measures as are necessary for its extinguishment; and who shall have, and are hereby given, authority to employ such other persons as in their judgment may be necessary to render assistance in the extinguishing of such fires.

Fire-wardens.

Constables, deputies et al.

Power and duties.

Authorized to employ assistance.

Section 2. The said fire-wardens, with the exception of the employes of the Department of Forestry, shall, while engaged in performing the duties imposed by this act, receive twenty-five cents per hour, and the persons so employed to assist such wardens shall receive twenty cents per hour, as compensation for their services.

Compensation.

Section 3. All such fire-wardens shall render to the commissioners of the respective counties, within two months from the date of any fire, an itemized statement, under oath or affirmation, giving the location of the fire, the names of the persons engaged, the number of hours each was employed, the amount of expense incurred in the extinguishment of each fire, and, if possible, stating the origin of the fire; and the commissioners of the said counties, upon presentation thereof, shall immediately pay to the fire-warden, for the use of the persons so entitled, the respective amounts in full so ascertained to be due.

Warden's statement.

Payment.

Section 4. At the end of each calendar year, after all fire bills shall have been received for the current year and settlements made by the county commissioners, the said commissioners shall furnish, under oath or affirmation, to the Auditor General of the Commonwealth a written, itemized statement of all such payments made; and the said Auditor General after the same is approved by him, shall draw his warrant upon the State Treasurer, in favor of the said county commissioners, for two-thirds of the total expense incurred by the said commissioners, in manner provided by this act, for the extinguishment of forest or wild land fires.

Commissioners' statement.

Warrants.

**Jurisdiction of
Fire-wardens.**

Powers.

**Fires in two or
more counties.**

**Payment for ser-
vices.**

**Deputy con-
stables.**

**Disability of fire-
wardens.**

Substitute.

Proviso.

**Unauthorized ser-
vices.**

Proviso.

Investigations.

**Return. In case
of death or disa-
bility.**

Section 5. The said ex officio fire-wardens shall not be limited in their jurisdiction as fire-wardens to the townships, boroughs, and counties for which they were elected, or within which they may reside or are stationed; but shall have power and authority to enter adjacent or other townships, boroughs, or counties, and there to exercise the authority and perform the duties conferred and imposed by this act.

Section 6. Whenever any such fire-warden or his assistants shall have rendered service in two or more counties, in extinguishing any fire which shall have burned in two or more counties, said warden shall render statements to the commissioners, respectively, of the counties wherein such service was rendered; setting forth the facts required to be stated by section three of this act, as accurately as may be, which said amounts, so ascertained to be due, shall be paid by the respective commissioners, in like manner as is provided by section three of this act.

Section 7. Constables of boroughs and townships are hereby empowered to appoint such deputies as are or may be necessary, not exceeding five in number, who shall be vested with the same authority as constables have under this act; and whenever any fire-warden, by reason of physical disability, unavoidable absence from home, or imperative necessity, shall be unable to perform the duties required by this act, said warden is hereby empowered to appoint a suitable person to act in his stead, who shall be paid twenty-five cents per hour for his services thus rendered, and who, when so appointed, shall be charged with all the duties and liabilities of said warden: Provided, That in making returns to the county commissioners, said returns shall be made by the warden upon report rendered, under oath or affirmation, by the person so appointed.

Section 8. Whenever, in the absence of a fire-warden, a forest or wild land fire shall be extinguished or combatted by persons without first having been employed by said warden, such persons shall receive the compensation provided by this act: Provided, That after a thorough investigation by the fire-warden, wherein he shall have power and authority to examine persons under oath or affirmation, he shall have ascertained, if possible, as a result of his investigation, the origin of the fire, the amount of services rendered by such persons, and that such service was necessary for the extinguishment of the fire, and shall certify the facts to the county commissioners, in like manner as hereinbefore provided.

Section 9. In case of the death of a fire-warden, before the making of any return to the county commissioners as provided for by this act, or in case of his total physical disability, said return may be made by another warden, after first ascertaining the facts; and

in making such examination or investigation, said other warden is hereby empowered to examine persons under oath or affirmation.

Section 10. If any such ex officio fire-warden or other officer shall fail to perform his duty as set forth in section one of this act, or shall wilfully or negligently refuse to perform such duty, or shall render a false and fraudulent statement of services alleged to have been performed, under the provisions of this act, or shall fail or refuse to pay the respective amounts due those who have assisted him in extinguishing fires, after said amounts shall have been paid him by the county commissioners, such fire-warden or other officer shall be deemed guilty of a misdemeanor, and, upon conviction thereof, shall be fined in a sum not exceeding one hundred dollars, or undergo imprisonment not exceeding three months, both or either, at the discretion of the court.

Failure to perform duty.

False statement, etc.

Misdemeanor.

Fine and penalty.

Section 11. That the sum of forty thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated for the payment of the Commonwealth's share of the expense incurred under the provisions of this act.

Appropriation

APPROVED—The 25th day of April, A. D. 1907.
EDWIN S. STUART.

No. 87.

A SUPPLEMENT

To the act of April third, eighteen hundred and fifty-one, entitled "An act regulating boroughs," providing for the election of a borough solicitor, fixing the term of office and prescribing his duties, and authorizing the town council to fix his compensation.

Section 1. Be it enacted, &c., That the town council of each of said boroughs, on the first Monday of March, nineteen hundred and seven, or as soon thereafter as practicable, may elect, by the vote of a majority of the members, one person, learned in the law, who shall be styled the borough solicitor, and shall serve for the term of three years from the first Monday of March succeeding his election, and until his successor shall be duly qualified; and the said town council shall also fix the compensation he shall be allowed for said term. Vacancies in said office shall be filled by the town council, for the unexpired term. He shall give a lawful bond to the corporation, with two or more sufficient sureties, to be approved by the town council, in such sum as they shall by ordinance direct, conditioned for the faithful performance of his official duties as the same are or may be defined by law or ordinance.

Borough solicitor.

Election.

Term.

Compensation.

Vacancies.

Bond.

Custodian.

Section 2. The law matters of the borough shall be under the superintendence, direction, and control of the borough solicitor, and no department of the borough shall employ or retain an additional counsel, in any matter or cause, except with the previous assent or subsequent ratification of the town council. He shall keep in his office, deposited and preserved, all patents, deeds, leases, mortgages and other assurances of title, and all contracts, bonds, books and other evidences of debt, belonging to the borough, unless the town council shall otherwise provide or direct.

Duties.

Section 3. The borough solicitor shall prepare all bonds, obligations, contracts, leases, conveyances, and assurances to which the borough or any department thereof may be a party, as may be directed by resolution or ordinance; shall commence and prosecute all and every suit or suits, action or actions, brought by the corporations, for or on account of any of the estates, rights, trusts, privileges, claims, or demands of the same; as well as defend all actions or suits against the said corporation or any officer thereof, wherein or whereby any of the estates, rights, privileges, trusts, or ordinances, or acts of the corporation, or any department thereof, may be brought in question before any court in this Commonwealth; and shall do all and every professional act, incident to the office, which he may be lawfully authorized or required to do by the chief burgess, or by any ordinance or resolution of the said town council. He shall, whenever required, furnish the council, the committees thereof, the chief burgess, or the heads of departments, with his opinion, in writing, upon any question of law which may be submitted by either of them in their official capacities.

APPROVED—The 25th day of April, A. D. 1907.

EDWIN S. STUART.

No. 88.

AN ACT

To amend the first section of an act, entitled "An act to provide for the repair and maintenance or improvement, by the proper county, city, or borough, of turnpikes heretofore or hereafter appropriated or condemned, or any part thereof, for public use free of tolls" approved the twentieth day of April, Anno Domini one thousand nine hundred and five; providing for the repair and maintenance or improvement, by the proper county, city, or borough, of turnpikes heretofore or hereafter abandoned, or any part thereof, and for the repair, maintenance, or improvement of any turnpike, or part thereof, where the company or association owning the same has been or may hereafter be dissolved.

Turnpikes, appropriated, condemned or abandoned.

Section 1. Be it enacted, &c., That section one of an act, entitled "An act to provide for the repair and maintenance or improvement, by the proper county,

city, or borough, of turnpikes heretofore or hereafter appropriated or condemned, or any part thereof, for public use, free of tolls," approved the twentieth day of April, Anno Domini one thousand nine hundred and five, which reads as follows:—

"Section 1. Be it enacted, &c., That when any turnpike, or part thereof, has been, or may hereafter be, appropriated or condemned for public use, free of tolls, under any existing laws, and the assessment of damages therefor shall have been paid by the proper county, such turnpike, or part thereof, shall be properly repaired and maintained at the expense of the county, city, or borough in which the said turnpike, or part thereof, lies, or the same may be improved under any existing laws by the said county, city or borough," be and the same is hereby amended so as to read as follows:—

Section 1, act of April 20, 1905, cited for amendment.

Section 1. Be it enacted, &c., That when any turnpike, or part thereof, has been, or may hereafter be, appropriated or condemned for public use, free of tolls, under any existing laws, and the assessment of damages therefor shall have been paid by the proper county; *or when any turnpike company or association has heretofore abandoned or may hereafter abandon its turnpike, or any part thereof; or when any turnpike company or association, owning any turnpike, has heretofore been dissolved, or may hereafter be dissolved, by proceedings under any existing laws of this Commonwealth,* such turnpike, or part thereof, shall be properly repaired and maintained at the expense of the county, city, or borough in which the said turnpike, or part thereof, lies, or the same may be improved, under any existing laws, by the said county, city, or borough.

Abandoned.

Dissolution of company.

Repair and maintenance.

APPROVED—The 25th day of April, A. D. 1907.

EDWIN S. STUART.

No. 89.

AN ACT

Validating the title to real estate, taken and held by corporations of other States, without first having established known places of business and designated authorized agents for the transaction of their business within this Commonwealth.

Section 1. Be it enacted, &c., That whenever any corporation organized and existing under the laws of any other State, and as such authorized to hold and convey real estate, has taken title to real estate situate within this Commonwealth, without having first complied with the laws of this Commonwealth relative

Corporations, foreign.

Real estate.

Title held by un-
registered corpora-
tion.

Validation.

No.

-0000.

Proviso.

Compliance with
laws.

Repeal.

to having known places of business and authorized agents for the transaction of its business, the title to such real estate, so taken and held, shall be good and valid, and such corporation may hold and convey the same with the same effect as though it had complied with all the provisions of the laws of this Commonwealth relating to corporations of other States doing business therein, prior to the time of taking title thereto: Provided, however, The said corporation shall have, prior to the passage of this act, complied with the laws of this Commonwealth in having a known place or places of business and an authorized agent or agents for the transaction of its business.

Section 2. All acts or parts of acts, in so far as they are inconsistent with the provisions of this act, are hereby repealed.

APPROVED—The 25th day of April, A. D. 1907.

EDWIN S. STUART.

—
No. 90.

AN ACT

To provide for licensing and regulating employment agencies, in cities of the first and second class in this Commonwealth, and providing penalties for the violation thereof.

Employment
agencies.

Department of
Public Safety.

Definitions.
"Person."

"Licensed per-
son."

"Employment
agency."

"Fee."

"Privilege."

Section 1. Be it enacted, &c., That the Director of the Department of Public Safety, in cities of the first and second class in this Commonwealth, shall, upon petition, license and regulate employment agencies therein, as hereinafter provided.

Section 2. The term "person," used in this act, means and includes any individual, company, association, partnership, corporation or their agents. The term "licensed person" means and includes any person licensed under the provisions of this act. The term "employment agency" means and includes any person who procures, offers to procure, promises to procure, attempts to procure, or aids in procuring, either directly or indirectly, help or employment for another, where any fee, remuneration, privilege, profit, or any consideration, of any nature whatsoever, is promised, paid, or received therefor, either directly or indirectly. The term "fee" means and includes money, or a promise to pay money, and every form of and nature of remuneration, privilege, profit, or consideration, promised, paid, or received, directly or indirectly, for any service, of whatsoever nature, performed, offered to be performed, or promised to be performed by such employment agency. The term "privilege" means and includes the furnishing of food, liquors, supplies, tools, and shelter

to laborers. The term "applicant for employment" means any person seeking work, employment, or engagement of any lawful character. The term "applicant for help" means any person or persons seeking help, employes, or performers in any legitimate enterprise; and the meaning of the terms "employment" or "help" shall not be limited to mean manual occupation, but shall include professional, and all legitimate, service.

"Applicant for employment."

"Applicant for help."

"Employment."

"Help."

Section 3. No person shall open, operate, maintain, or conduct, either temporarily or otherwise, any employment agency, or perform any of the acts authorized to be performed by an employment agency, in any city of the first or second class, without procuring a license from the Director of Public Safety, as provided herein. The application for a license must be made in a form prescribed by the Director of Public Safety, and may be made at any time; but every such license shall expire on the first day of October following its issue, unless sooner surrendered or revoked. Every applicant for a license shall furnish to the Director of Public Safety, at the time of making his application for a license, a statement containing the full name of the applicant, his place of residence, and a description of the premises on which he desires to conduct an employment agency. If the applicant is a corporation, the application must specify also the names and addresses of the president, treasurer, and secretary thereof, or other officers performing corresponding duties under different names; and the Director of Public Safety may, in his discretion, require the names and addresses of all the officers, including the directors, of any corporate applicant for a license. If the applicant is a partnership or unincorporated association, the names and addresses of all the members thereof must be specified in the application. The application must be subscribed by the applicant or applicants therefor, if natural persons; and if a corporation, in the corporate name, by the president or chief officer thereof, attested by the secretary or assistant secretary, with the corporate seal attached. Each application must state that the applicant or applicants is or are the person or persons who have the sole beneficial interest in the business established or to be established, and must have attached thereto an affidavit that all the statements contained in the application are true. The statements contained in said application for a license shall be received in evidence in all courts of this Commonwealth and shall be competent and sufficient prima facie evidence of all the facts stated therein; and for each and every misstatement in said application a city magistrate, justice of the peace, or any inferior magistrate, having original jurisdiction in criminal cases, shall have summary jurisdiction, and the right to im-

Applications for license.

Details of the application.

Subscription.

Affidavit.

Statements as evidence.

Misstatements.

Jurisdiction.

Fine.**Affidavit of freeholder.****License fee.****Filing of application.****Protest.****Bond.****Conditions.****Judgment.****Action on bond.****License certificate.****Not transferable.****Voluntary surrender of certificate.**

pose, for each such misstatement, a fine of twenty-five (25) dollars. The application for a license shall be accompanied by the affidavit of two freeholders, of the ward in which the agency is sought to be established, that the applicant is a person of good moral character; or, if a corporation, that the officers thereof, and those under whose direction the business of the employment agency is to be carried on, are persons of good moral character; and the Director of Public Safety may also require any other statements to be made in the application which he may deem necessary. A fee of fifty (50) dollars, for the use of the city, shall accompany each application for a license, which fee shall be returned if the license is not granted. Every application for a license shall be filed not less than one week prior to the granting thereof, and notice thereof shall be posted in the office of the Director of Public Safety from the date of filing until the date of final action thereon, and a written protest may be made by any person against the granting of such license. The Director of Public Safety shall either grant or reject said application for a license within thirty days from the time of the filing thereof.

Section 4. Each applicant shall file with his application for a license a bond, in form approved by the Director of Public Safety, in the penal sum of one thousand (\$1,000) dollars, with one or more sufficient sureties, conditioned that the applicant will not violate any of the duties, terms, conditions, provisions, or requirements of this act. If any person shall be aggrieved by the misconduct of any such licensed person, in violating any of the provisions of this act, and shall recover judgment against him therefor, such person may, after the return unsatisfied, either in whole or in part, of any execution issued upon said judgment, maintain an action in his own name, upon the bond of said licensed person, in any court having jurisdiction of the amount claimed, provided such court shall, upon application made for the purpose, grant leave to bring such action.

Section 5. The license certificate shall be furnished by the Director of Public Safety, and shall be printed in a suitable manner. Such license shall not be used by any other than the person to whom it is issued, or at any place other than that designated in the certificate, and shall not be transferred or assigned to any other person. If a person holding a license certificate, authorizing him to conduct an employment agency under the provisions of this act, against whom no complaint, prosecution, or action is pending on account of any violation thereof, shall voluntarily surrender such license certificate, provided it has at least one month to run, the Director of Public Safety shall refund to the person the sum of four dollars for each month

which the certificate has yet to run, commencing with the first day of the month succeeding the one in which said license certificate is surrendered, unless such surrender be on the first day of the month. Every licensed person shall post his license certificate in a conspicuous place in his agency. If for any cause, as hereinafter provided in sections nine, ten, and eleven, such license is revoked, the Director of Public Safety shall not issue another license to said person, to his representative, to his agent, or to any person with whom he is to be associated in the employment agency business. Whenever such license is revoked for violation of other provisions of this act, the Director of Public Safety may, in his discretion, reissue a license, but not within a period of six months.

Posting and display of license.

Reissue.

Section 6. No such agency shall be located on premises, or in connection with a building or premises, where intoxicating liquors are sold to be consumed on the premises, excepting cafes or restaurants in office buildings. No person shall procure or offer to procure help or employment in a room or rooms adjoining, either laterally or vertically, a room where intoxicating liquors are sold to be consumed on the premises, and no licensed person shall furnish intoxicating liquors to any applicant for employment.

Location of agency.

Intoxicating liquors.

Section 7. Every licensed person shall keep accurate records, in the English language, in a form approved by the Director of Public Safety, in which he shall enter or cause to be entered the name and address of every applicant to whom employment is promised or offered, the date of such application, the amount of the fee demanded, charged, or received, and, whenever possible, the name and address of former employers of persons to whom such applicant is known. In a separate register said licensed person shall enter or cause to be entered the name and address of every applicant to whom help is promised, the date of such application, the kind of help requested, the names of persons sent, with the designation of the one employed, the amount of the fee received, and the rate of wages agreed upon. The said records shall be open, during business hours, to inspection by the Director of Public Safety, his deputy, or duly appointed inspectors, and it shall be unlawful for any person to make any false entry therein.

Records.

Register.

Inspection.

Section 8. The rate of fees which such licensed person intends to charge must be filed with the Director of Public Safety, and a plain and legible duplicate, signed by the Director of Public Safety, shall be conspicuously posted in each room of such agency. No such licensed person shall charge a fee in excess of the rates aforesaid, or receive or accept any valuable thing or gift as a fee or pledge, or in lieu thereof. The fee charged applicants for help or employment shall be

Rate of fees.

Display of duplicate.

Excess fee, gift, pledge, etc.

good for a period of one month, and no additional or other fee shall be charged for any service rendered by such agency during this time, except when the employment or engagement is of a temporary nature, not to exceed in any single contract one month, then the fee shall not exceed ten per centum of the salary paid. Failure of said applicant for help to notify said licensed person that such help has been obtained, through means other than said agency, shall entitle said licensed person to retain the entire fee. In case an applicant for help or employment shall not obtain such through said agency, such licensed person shall, on demand, repay the full amount of the fee paid therefor, allowing a time which the Director may deem reasonable to determine the fact of the applicant's failure to obtain help or employment. When, however, upon evidence satisfactory to the Director of Public Safety, it appears that said licensed person has in good faith made an honest attempt to procure help or employment for said applicant, he will be entitled to retain, of such fee paid, an amount not exceeding fifty cents. It shall be the duty of such licensed person to give to every applicant for employment or help, from whom a fee shall be received, a receipt, in which shall be stated the name and address of said applicant, the date and amount of the fee, the period for which the fee is good, and the kind of employment or help for which it is paid. No fee or other payment shall be accepted by any such licensed person for any other purpose, except as herein provided, and no such licensed person shall divide fees with, or pay commissions to, persons to whom applicants are sent for employment. Every such licensed person shall post in a conspicuous place, in each room of his agency, a plain and legible copy of this act, which shall be printed in languages which persons commonly doing business with such agency can understand, and upon which appears the name and address of the office of the Director of Public Safety, and advising that any misconduct on the part of any one connected with such agency should be reported to him.

Repayment of fee.

Receipt.

Display of copy of this act.

Contract for labor.

Memorandum.

Duplicate shall be filed.

Section 9. Whenever an applicant for employment is sent out of the city in which said agency is located, under contract for labor, he shall be furnished, at the time the agreement is consummated, and in a language which he can understand, a memorandum showing his destination, written in full, the name and address of his employer, the nature of the work to be performed, hours of labor (except in households), wages offered, and the terms of transportation. A duplicate shall be filed in said agency. Every such licensed person shall give to every applicant for employment, sent to a place within the city, a card containing the printed name and address of such employ-

ment agency, together with the name and address of the person to whom said applicant is sent for employment. No such licensed person shall furnish employment to any child, in violation of the laws regulating the labor of children or their compulsory attendance at school.

Children.

Section 10. No such licensed person shall furnish any female employe for immoral purposes; or send or cause to be sent any female employes to enter, as servant or inmate, or for any purpose whatsoever, any place of bad repute, house of ill-fame or assignation-house, or any house or place of amusement kept for immoral purposes, the character of which such licensed person could have ascertained upon reasonable inquiry. No such licensed person shall knowingly admit, or allow to remain in said agency, any person of bad character, prostitute, gambler, or intoxicated person.

Places of bad repute.

Section 11. No such licensed person shall publish or cause to be published any false or fraudulent or misleading advertisement or notice relating to his employment agency; nor shall any such licensed person advertise his employment agency by means of cards, circulars, or signs, in newspapers or other publications, unless all such advertisements shall set forth the name of the agency, as such, and its address; nor shall any such licensed person use any letterheads, receipts or blanks not containing the name and address of such agency. No such licensed person shall give any false information, or make any false representation, concerning employment to any applicant, either for employment or help. No such licensed person shall send out any applicant without having obtained a bona fide order from the prospective employer, to whom said applicant is sent.

Advertisements.

Circulars, cards and signs.

Letterheads, blanks, etc.

Section 12. The enforcement of this act, in each city of the first or second class, shall be entrusted to the Director of Public Safety of said city, who is hereby authorized and empowered to appoint a deputy, who shall exercise all the powers of the Director of Public Safety conferred by this act, and one or more inspectors, who shall have no duties to perform other than the enforcement of this act. The Director of Public Safety shall also appoint such clerks and other assistants as may be required to enforce this act. The salaries of such Deputy inspector, or inspectors, clerks, and assistants, shall be determined and provided by the councils of said city. Each agency, at least once in two months, shall be visited by an inspector, who shall make a written report thereof to the Director of Public Safety, which shall be preserved in his office. All complaints shall be considered and disposed of by the Director of Public Safety, or his deputy, after an investigation by an inspector under his direction. Complaints against any such licensed person may be made,

Director of Public Safety to enforce this act.

Deputy.

Inspectors.

Clerks.

Salaries.

Bi-monthly inspections.

Report.

Complaints.

Notice. orally or in writing, to the Director of Public Safety or to his deputy, and notice of such complaint shall forthwith be given to said licensed person by the Director of Public Safety or his deputy, and a hearing thereon shall be given by the Director of Public Safety or his deputy, within three days after notice is given to said licensed person. A record shall be kept of all such complaints and hearings. The Director of Public Safety or his deputy shall refuse to issue, or shall revoke, any license for a violation of any of the provisions of this act; but reasonable opportunity shall be given an applicant or the licensed person to defend himself. When it is shown to the satisfaction of the Director of Public Safety or his deputy that any such licensed person is guilty of any immoral or fraudulent act, in connection with the conduct of his agency, it shall be the duty of the Director of Public Safety or his deputy forthwith to revoke his license.

Hearing.

Record.

Revocation of license.

Agency without license.

Misdemeanor. Section 13. Any person who shall open or conduct an employment agency, in any city of the first or second class, without procuring a license as required by this act, shall be guilty of a misdemeanor, and, on conviction thereof, shall be punished by a fine of not less than fifty nor more than five hundred dollars, or by imprisonment not exceeding one year, or both, at the discretion of the court.

Penalty.

Violations of provisions of act.

Any licensed or other person who violates any of the provisions of this act shall be guilty of a misdemeanor, and, on conviction thereof, shall be punished by a fine of not more than one hundred dollars, or by imprisonment for not more than one year, or both, at the discretion of the court.

Penalty.

Application of act.

Section 14. The provisions of this act shall not apply to agencies which procure employment for school-teachers exclusively; nor to registries of any incorporated association of nurses; nor to bureaus conducted by recognized medical institutions; nor to agencies exclusively engaged in procuring executive, technical, clerical, or sales positions for men only; nor to departments or bureaus maintained by persons, firms, or corporations, or associations, for the purpose of obtaining help for themselves, where no fee is charged the applicant for employment.

Repeal.

Section 15. All acts or parts of acts relating to employment agencies, inconsistent with this act, are hereby repealed.

Section 16. This act shall take effect on the first day of October, one thousand nine hundred and seven.

APPROVED—The 25th day of April, A. D. 1907.

EDWIN S. STUART.

No. 91.

AN ACT

To enable city, county, poor, ward, school, and borough tax collectors to collect taxes, for the payment of which they shall during the year one thousand nine hundred and seven become personally liable, without having collected the same, by expiration of the authority of their respective warrants or by the expiration of their term of office, and to extend the time for the collection of the same for the period of one year from the passage of this act.

Section 1. Be it enacted, &c., That in all cases in which the period of two years, the limitation of the warrants in the duplicate of county, poor, city, township, ward, school, and borough tax collectors have expired, and in cases where the power and authority of said tax collectors have expired or shall expire during the year one thousand nine hundred and seven by virtue of the expiration of their term of office, and said collector or collectors have or shall become liable for the amount of tax on said duplicates without having collected the same, the said duplicates and warrants, and the powers and authority of said tax collectors, in all such cases, are hereby revived and extended for another period of one year from the passage of this act; and said collector or collectors are hereby authorized and empowered to proceed and collect said taxes from all persons who have not paid taxes assessed to them, residing in said district within which it may have been assessed, as well as from all persons who may remove or have removed from said city, ward, township or townships, or boroughs, and have neglected to pay taxes so as aforesaid assessed, with like effect as if said warrant had not expired by the limitation of two years, aforesaid, or the term of office of said collector had not expired: Provided, That the provisions of this act shall not apply to warrants issued prior to the year one thousand eight hundred and ninety-four, and that nothing in this act shall release any bondsmen or security: Provided, That this act shall not apply to cities having special laws upon this subject: Provided, further, That no collector or the securities thereof who take advantage of this act shall be permitted to plead the statute of limitation in any action brought to recover the amount of said duplicate, so extended and renewed.

Taxes.

Duplicates and warrants, and authority of collectors, extended for one year.

Providso.

Providso.

Providso.

APPROVED—The 25th day of April, A. D. 1907.

EDWIN S. STUART.

No. 92.

AN ACT

To encourage the breeding of horses; to regulate the public service of stallions; to require the registration of stallions; and to provide for the enforcement thereof.

Horses.

Stallions, registration and licensing of.

Section 1. Be it enacted, &c., That every person, firm, or company standing or travelling any stallion for breeding purposes, in this State, shall cause the name, description, and pedigree of such stallion to be enrolled by the State Livestock Sanitary Board, and procure a certificate of such enrollment from said Board, which shall thereupon be presented to and recorded by the prothonotary of the county or counties in which said stallion is used for public service.

Certificate of veterinarian.

Section 2. In order to obtain the license certificate herein provided for, the owner of such stallion shall file a certificate of soundness, signed by a duly qualified veterinarian, or, in lieu thereof, he may make oath before a notary public that, after diligent inquiry, such stallion is, to the best of his knowledge, free from hereditary, contagious, or transmissible unsoundness or disease, and shall forward this veterinarian's certificate, or his affidavit, together with the stud-book certificate of registry of the pedigree of the said stallion, and any other documents that may be necessary to define and describe his breeding and ownership, to the State Livestock Sanitary Board.

Affidavit of owner.

Stud-book certificate.

Duty of officers of livestock Sanitary Board.

Section 3. The officers of the State Livestock Sanitary Board, whose duties it shall be to examine and pass upon the merits of each pedigree submitted, shall use as their standard for action the stud-books and signatures of the duly authorized presidents and secretaries, respectively, of the various horse pedigree registry associations, societies, or companies recognized by the United States Department of Agriculture; and shall accept as pure bred, and entitled to a license certificate as such, each stallion for which a pedigree registry certificate is furnished, bearing the signature of the president and secretary of a stud-book recognized and approved by the United States Department of Agriculture.

Unsoundness or disease.

Section 4. Stallions afflicted with hereditary, contagious, or transmissible unsoundness or disease may be refused license by the State Livestock Sanitary Board; and when license is so refused, the said stallion shall not be used for public service for profit or gain in this State: Provided, however, That a license may be refused, under this section, only when it is certified to the Board by the State Veterinarian that the stallion in question is afflicted with an hereditary, contagious, or transmissible unsoundness or disease of such a nature, or that the abnormal condition is accompa-

Proviso.

nied by such a defect of conformation, as to render it probable that the progeny of the said stallion will be especially liable to said unsoundness or disease. Blemishes and deformities due to accidents shall not be regarded as unsoundness, within the meaning of this act.

Blemishes and deformities.

Section 5. The owner of each stallion standing for public service in this State shall post, and keep affixed during the entire breeding season, copies of the license certificate of such stallion, issued under the provisions of the next succeeding section, in a conspicuous place both within and upon the outside of the main door leading into any stable or building where the said stallion stands for public service.

Posting of license certificate.

Section 6. The license certificate issued for a stallion whose sire and dam are of pure breeding, and the pedigree of which is registered in the stud-book recognized by the United States Department of Agriculture, shall be in the following form:—

Form of license certificate.

Commonwealth of Pennsylvania,
State Livestock Sanitary Board.

Certificate of Pure Bred Stallion, Number
The pedigree of the stallion (name)
Owned by
Described as follows:
(Color), (Breed)
Foaled in the year, has been examined;
and it is hereby certified that the said stallion is of pure breeding, and is registered in a stud-book recognized by the United States Department of Agriculture.
(Signature)
Secretary of the State Livestock Sanitary Board.

Pure bred.

The license certificate issued for a stallion whose sire or dam is not of pure breeding shall be in the following form:—

Commonwealth of Pennsylvania,
State Livestock Sanitary Board.

Certificate of Grade Stallion, Number
The pedigree of the stallion (name)
Owned by
Described as follows:
(Color),
Foaled in the year, has been examined; and it is found that the said stallion is not of pure breeding, and is therefore not eligible for registration in any stud-book recognized by the United States Department of Agriculture.
(Signature)
Secretary of the State Livestock Sanitary Board.

Form of license certificate.
Grade.

Form of license
certificate.

The license certificate issued for a stallion whose sire and dam are pure bred, but not of the same breed, shall be in the following form:—

Commonwealth of Pennsylvania,

Cross-bred.

State Livestock Sanitary Board.

Certificate of Cross-bred Stallion, Number,
The pedigree of the stallion (name)
Owned by
Described as follows:
(Color)

Foaled in the year....., has been examined; and it is found that his sire is registered in the, and his dam in the
Such being the case, the said stallion is not eligible for registration in any stud-book recognized by the United States Department of Agriculture.

(Signature)

Secretary of the State Livestock Sanitary Board.

Bill, poster, or
advertisement.

Section 7. Every bill, poster, or advertisement issued by the owner of any stallion enrolled under this act, or used by him for advertising such stallion, shall contain a copy of its certificate of enrollment.

Fees.

Section 8. A fee of one dollar shall be paid to the State Livestock Sanitary Board, for the examination and enrollment of each pedigree; and an additional fee of one dollar for the issuance of a license certificate, in accordance with the breeding of the stallion, as above provided, which license shall expire in one year and must be renewed annually.

Regulations.

Examinations.

Certificates.

Section 9. The State Livestock Sanitary Board is authorized to establish needful regulations, and to provide for official examination upon voluntary request from owners of stallions, and to issue certificates of approval for stallions that are approved in respect to purity of breeding, soundness, conformation, breed-type, and their suitability to improve the horse stock of the State.

Transfers.

Section 10. Upon a transfer of the ownership of any stallion enrolled under the provisions of this act, the certificate of enrollment may be transferred to the transferee by the State Livestock Sanitary Board, upon submittal of satisfactory proof of such transfer and upon payment of the fee of fifty cents.

Disposition of
fees.

Section 11. The fees paid to the State Livestock Sanitary Board, under the provisions of this act, shall immediately be covered into the State Treasury, for the use of the Commonwealth.

Violations.

Section 12. Violation of any of the provisions of this act shall be punished by a fine, not exceeding fifty dollars, to be paid to the Secretary of the Livestock Sani-

tary Board, and by said Secretary to be paid into the Treasury of the Commonwealth, for the use of the Commonwealth. **Fine.**

Section 13. All acts or parts of acts inconsistent with the provisions of this act are hereby repealed. This act shall take effect, and be in force from and after, January first, one thousand nine hundred and eight. **Repeal.**
When act is to take effect.

APPROVED—The 25th day of April, A. D. 1907.

EDWIN S. STUART.

No. 93.

AN ACT

To equalize taxation of restaurants, eating-houses, and cafes.

Section 1. Be it enacted, &c., That from and after the passage of this act, each and every individual, firm, copartnership, or corporation engaged in carrying on a restaurant, eating-house, cafe, or quick-lunch business shall pay an annual mercantile license-tax of two dollars, and shall pay one mill additional on each dollar of the whole volume, gross, of the business transacted annually. **Restaurants, eating-houses, and cafes.**
License-tax.
Millage.

Section 2. The enforcement of the provisions of this act shall be under and in accordance with the laws of this Commonwealth, now in force, relating to the levy and collection of mercantile license and tax. **Enforcement of this act.**

Section 3. All acts or parts of acts inconsistent herewith be and the same are hereby repealed. **Repeal.**

APPROVED—The 25th day of April, A. D. 1907.

EDWIN S. STUART.

No. 94.

AN ACT

Amending an act approved the twentieth day of June, nineteen hundred and one, entitled "An act relating to the collection of city, school, and poor taxes in the several cities of the third class in this Commonwealth, and providing that the city treasurer of each of said cities, by virtue of his office, shall be the collector of the said several taxes; prescribing his duties and fixing his compensation," in relation to the compensation to be paid for the collection of taxes.

Section 1. Be it enacted, &c., That section fourteen of an act, approved the twentieth day of June, nineteen hundred and one, entitled "An act relating to the collection of city, school, and poor taxes in the several cities of the third class in this Commonwealth, and pro- **Cities of the third class.**

Collection of city,
school and poor
taxes.

Section 14, act of
June 20, 1901, cited
for amendment.

Compensation of
treasurer.

Proviso.

viding that the city treasurer of each of said cities, by virtue of his office, shall be the collector of the said several taxes; prescribing his duties and fixing his compensation," which reads as follows:—

"Section 14. The compensation or commission to the said treasurer, as collector of each particular tax, shall be fixed by the respective authority levying the tax: Provided, however, That this compensation shall not, in any event, be less than one per centum on all taxes paid him before any penalty has been incurred, and five per centum on all taxes paid him after the penalty has been incurred. His compensation for collecting city taxes shall be paid by warrant, but he shall have the right to retain his commission or compensation from and out of the other taxes collected by him," be and the same is hereby amended to read as follows:—

Section 14. The compensation or commission to the said treasurer, as collector of each particular tax, shall be fixed by the respective authority levying the tax: Provided, however, That this compensation shall not, in any event, be less than *one-half* of one per centum on all taxes paid him before any penalty has been incurred, and five per centum on all taxes paid him after the penalty has been incurred. His compensation for collecting city taxes shall be paid by warrant, but he shall have the right to retain his commission or compensation from and out of the other taxes collected by him.

APPROVED—The 25th day of April, A. D. 1907.

EDWIN S. STUART.

No. 95.

AN ACT

To repeal section two of an act, entitled "An act to regulate the compensation of certain county officers in the county of Dauphin" approved April third, one thousand eight hundred and seventy-three.

Dauphin county.

Auditors.

Section 2, act of
April 3, 1873, cited
for repeal.

Section 1. Be it enacted, &c., That section two of the act of April third, one thousand eight hundred and seventy-three, entitled "An act to regulate the compensation of certain county officers in the county of Dauphin," which section reads as follows:—

"That the auditors of the said county shall receive the sum of one hundred dollars for the services they are required to perform, the same to be paid as now directed by law," be and the same is hereby repealed.

APPROVED—The 25th day of April, A. D. 1907.

EDWIN S. STUART.

No. 96.

AN ACT

To amend the first section of an act, approved the thirteenth day of May, Anno Domini one thousand nine hundred and one, entitled "An act to amend the first and second sections of an act, entitled 'An act authorizing the county commissioners of the several counties of this Commonwealth to rebuild bridges on sites owned by corporations or by private persons, or built by public subscriptions, over any stream or river forming the boundary line between two counties, where the same have been destroyed by ice, flood or otherwise, at any time, or which have been or may be abandoned by the owners thereof and rebuilt on another site, and which were previously used exclusively for vehicles and foot purposes, and providing for the cost of reconstructing the same,' approved the sixth day of May, Anno Domini one thousand eight hundred and ninety-seven," striking therefrom the proviso that such bridge shall be used only for general public travel and shall not be occupied by any railway, transportation company, or private corporation.

Section 1. Be it enacted, &c., That the first section of an act, approved the thirteenth day of May, Anno Domini one thousand nine hundred and one, entitled "An act to amend the first and second sections of an act, entitled 'An act authorizing the county commissioners of the several counties of this Commonwealth to rebuild bridges on sites owned by corporations or by private persons, or built by public subscription, over any stream or river forming the boundary line between two counties, where the same have been destroyed by ice, flood or otherwise, at any time, or which have been or may be abandoned by the owners thereof and rebuilt on another site, and which were previously used exclusively for vehicles and foot purposes, and providing for the cost of reconstructing the same,' approved the sixth day of May, Anno Domini one thousand eight hundred and ninety-seven," which now reads as follows:—

Bridges over streams forming boundary lines.

"Section 1. Be it enacted, &c., That the county commissioners of the several counties of this Commonwealth are hereby authorized to take charge of and rebuild and reconstruct any bridge over any stream or river forming the boundary line between two counties, when the same is on the line of a public highway, or deemed necessary for the use of the traveling public, and owned and maintained by corporations or by private persons, or which was built by public subscriptions, used exclusively for vehicles and foot purposes, which has been destroyed by ice, flood or otherwise, at any time, or which has been or may be abandoned, and the site or location and piers and abutments no longer used, by the owners of said bridge, and the same rebuilt by said corporation or private persons or by public subscription on another site, or on new foundations at another point. And the said commissioners of the respective counties are hereby authorized to take charge

Section 1, act of May 13, 1901, cited for amendment.

of and rebuild and maintain jointly such bridge as a county bridge, and the costs and expenses of such joint reconstruction shall be paid by the said counties, respectively, in the proportion of the population thereof as ascertained at the last census: *Provided, That any such bridge, after having been constructed by the county commissioners at public cost, shall be used only for free travel of the general public, pedestrians and vehicles; but shall not be occupied nor used by any railroad, railway, transportation company, or private corporation, nor shall any right of way be allowed thereon to any corporation chartered for purposes of private gain:* Provided further, That just compensation shall be made to the owners of the former bridge for the taking or impairment of the rights and franchises of such owners, in the same manner as is provided in this act for ascertaining the compensation due for the piers and abutments," shall be, and the same is, hereby amended to read as follows:—

County commis-
sioners authorized
to rebuild certain
bridges over
streams between
counties.

Section 1. Be it enacted, &c., That the county commissioners of the several counties of this Commonwealth are hereby authorized to take charge of and rebuild and reconstruct any bridge over any stream or river forming the boundary line between two counties, when the same is on the line of a public highway, or deemed necessary for the use of the traveling public, and owned and maintained by corporations or by private persons, or which was built by public subscriptions, used exclusively for vehicles and foot purposes, which has been destroyed by ice, flood or otherwise, at any time, or which has been or may be abandoned, and the site or location and piers and abutments no longer used by the owners of said bridge, and the same rebuilt by said corporation or private persons or by public subscriptions on another site, or on new foundations at another point. And the said commissioners of the respective counties are hereby authorized to take charge of and rebuild and maintain jointly such bridge as a county bridge, and the costs and expenses of such joint reconstruction shall be paid by the said counties, respectively, in the proportion of the population thereof as ascertained at the last census: *Provided, That just compensation shall be made to the owners of the former bridge for the taking or impairment of the rights and franchises of such owners, in the same manner as is provided in this act for ascertaining the compensation due for the piers and abutments.*

County bridge.

Costs and ex-
penses.

Proviso.

APPROVED—The 25th day of April, A. D. 1907.

EDWIN S. STUART.

No. 97.

AN ACT

Providing for the appointment of assistant district attorneys, in the several counties of this Commonwealth having seven hundred fifty thousand, and less than one million two hundred thousand, inhabitants; prescribing the powers and duties, and fixing the salaries of the said assistant district attorneys.

Section 1. Be it enacted, &c., That in all counties of this Commonwealth, having seven hundred fifty thousand, and less than one million two hundred thousand, inhabitants, the district attorney shall have authority to appoint one or more assistants, learned in the law, not exceeding eight (8) in number, to assist the district attorney in the discharge of his duties.

Assistant district attorneys.

Appointment.

One of the said assistant district attorneys, who shall be designated as the first assistant, shall receive a salary of five thousand dollars (\$5,000.00) per annum, and each of the others shall receive a salary of three thousand six hundred dollars (\$3,600.00) per annum. The salaries herein provided shall be paid out of the county treasury.

Salaries.

Section 2. That all acts or parts of acts inconsistent herewith be and the same are hereby repealed.

Repeal.

APPROVED—The 25th day of April, A. D. 1907.

EDWIN S. STUART.

No. 98.

AN ACT

To fix the salaries of district attorneys in the several counties of this Commonwealth, having seven hundred fifty thousand, and less than one million two hundred thousand, inhabitants.

Section 1. Be it enacted, &c., That in all counties of this Commonwealth, having seven hundred fifty thousand, and less than one million two hundred thousand, inhabitants, the annual salary of the district attorney shall be ten thousand dollars (\$10,000.00), which shall be paid out of the county treasury.

District attorneys.

Salary.

Section 2. That all acts or parts of acts inconsistent herewith be and the same are hereby repealed.

Repeal.

APPROVED—The 25th day of April, A. D. 1907.

EDWIN S. STUART.

AN ACT

To prohibit the taking, by condemnation or otherwise, for public school purposes, without the owners consent, any land used or owned by any church or religious society, college, or other educational institution.

Real estate.

Condemnation for school purposes.

When property of church, colleges, etc.

Title acquired.

Repeal.

Section 1. Be it enacted, &c., That it shall be unlawful for the board of directors or controllers of any school district in this Commonwealth, in behalf of the district, to enter upon and occupy, for the erection of schoolhouses thereon, or any other purposes connected with the public schools of said district, by condemnation proceedings or otherwise, without the consent of the owner or owners, land or property owned by any church, religious society, college, or other educational institution, which is in actual use by said church, religious society, college, or educational institution, including all church houses, parsonages, rectories, and all similar buildings, with the grounds immediately adjacent thereto and within the curtilage of such buildings.

Section 2. That this act shall not affect the title to such land or lands as have already been acquired and paid for by said school district or districts, or such as already have public school buildings erected thereon.

Section 3. That all laws or parts of laws inconsistent herewith are hereby repealed.

APPROVED—The 25th day of April, A. D. 1907.

EDWIN S. STUART.

AN ACT

Authorizing licensed wholesale liquor sellers and dealers to purchase vinous, spirituous, malt, or brewed liquors, in kegs, barrels, or otherwise in bulk, and to transfer the same into bottles or smaller packages; and to sell the same in such bottles or smaller packages, in certain quantities, and fixing the annual license-fee of such dealers in cities of the first class, second class, third class, and in boroughs and townships.

Wholesale liquor dealers.

Bottling.

Section 1. Be it enacted, &c., That from and after the passage of this act, all wholesale liquor sellers and dealers, who shall be licensed by the several courts of quarter sessions of this Commonwealth to sell vinous, spirituous, malt, or brewed liquors, at wholesale, shall have and enjoy the right to purchase such vinous, spirituous, malt, or brewed liquors, in kegs, barrels, or otherwise in bulk; and to transfer the same into bottles or smaller packages, and to sell and dispose of the same

in such bottles or smaller packages: Provided, That such sales of vinous or spirituous liquors shall not be made in less quantities than one quart, and that such malt or brewed liquors shall not be sold in less quantities than twelve pint-bottles, and no such liquors shall be sold to be drunk upon the premises or in any other place provided for such purpose by the vendor: Provided, further, That the annual license-fee to be paid by such wholesale liquor dealers shall, hereafter, in cities of the first class, be one thousand dollars (\$1,000); in cities of the second class, one thousand dollars (\$1,000); in cities of the third class, five hundred dollars (\$500); in boroughs, two hundred and fifty dollars; and in townships, the sum of one hundred and twenty-five dollars.

Proviso.

License fees.

Section 2. That all laws or parts of laws conflicting herewith be and the same are hereby repealed.

Repeal.

APPROVED—The 25th day of April, A. D. 1907.

EDWIN S. STUART.

No. 101.

AN ACT

To provide for the licensing and regulating of slaughter-houses, shops, wagons, and places where meats, poultry, fish, game, and shell-fish are prepared for use as food, or stored or exposed for sale, in cities of the first class in this Commonwealth; and providing penalties for any violation of any regulation governing the same.

Section 1. Be it enacted, &c., That no place, building, or part of any building, or any wagon, in cities of the first class in this Commonwealth, shall be used for the slaughter of animals or poultry, or for the storage, or preparation or exposure for sale of meats, fish, game, or shell-fish, without first obtaining a license from the Bureau of Health.

Cities of the first class.

Slaughter and sale of animals, poultry, fish, etc.

Section 2. A license permitting the use of premises, buildings, or parts of buildings, or wagons, for the slaughtering of animals and poultry, and dressing the same, or for the storage, sale, or preparation for sale, of meats, poultry, fish, game, or shell-fish, may be granted to any person, firm, or body corporate, in cities of the first class, by the Bureau of Health, upon application for such license: Provided, That the premises, buildings, or parts of buildings, or wagons, to be used for the purposes specified, conform to the regulations established by the Board of Health: Further provided, That a separate license shall be issued for each place used for the purposes herein specified.

License.

Proviso.

Proviso.

Section 3. The Board of Health, in cities of the first class, is hereby empowered to enact rules and regula-

Board of Health.

Rules and regulations.

tions governing the conditions under which animals or poultry may be slaughtered and dressed, or meats, poultry, fish, game, and shell-fish may be prepared for use as food, or stored, or exposed for sale. Such rules and regulations shall provide for the proper sanitary equipment of the buildings, or parts of buildings, or premises so used, and also for the cleanly and sanitary maintenance and conduct of such establishments, or wagons used.

Term of license.

Not transferable.

Revocation.

Section 4. Licenses, when issued, shall be valid for not more than one year; shall not be transferable, either as to the person or place; and may be revoked at any time by the Board of Health, for failure to comply with the rules and regulations established by the Board of Health.

Posting and display of license.

It shall be the duty of every licensee to post and keep posted a printed copy of this act, and of the license granted under it, in the place for which the license is granted; and where the said license is granted for the use of any building, or part of building, said posting shall be in the principal and most public room of said building, or part of building. A fee of one dollar (\$1.00) shall be paid to the Bureau of Health for said license.

Fee.

Violations.

Section 5. Any person who violates any of the provisions of this act, or refuses to comply with any of the requirements or regulations of the Board of Health, made in accordance with the provisions of this act, shall be deemed guilty of a misdemeanor, and, upon conviction, shall be punished by a fine of not less than five dollars (\$5.00) nor more than one hundred dollars (\$100.00).

Misdemeanor.

Fine.

Repeal.

Section 6. All acts or parts of acts inconsistent with the provisions of this act are hereby repealed.

APPROVED—The 26th day of April, A. D. 1907.

EDWIN S. STUART.

No. 102.

AN ACT

To repeal an act, entitled "An act to authorize civil actions for the recovery of damages arising from newspaper publications negligently made; defining the character of such damages; and requiring every newspaper published in this Commonwealth to print, in a conspicuous place in each issue, the names of the owners, proprietors or publishers, and the managing editors of the same; and making a violation of this act a misdemeanor, and fixing a penalty therefor," approved the twelfth day of May, Anno Domini one thousand nine hundred and three.

Civil actions to recover damages resulting from negligent publication.

Section 1. Be it enacted, &c., That the act of Assembly, approved the twelfth day of May, Anno Domini one thousand nine hundred and three, entitled "An act to authorize civil actions for the recovery of dam-

ages arising from newspaper publications negligently made; defining the character of such damages; and requiring every newspaper published in this Commonwealth to print, in a conspicuous place in each issue, the names of the owners, proprietors or publishers, and the managing editors of the same; and making a violation of this act a misdemeanor, and fixing a penalty therefor," which act reads as follows:—

"Section 1. Be it enacted, &c., That from and after the passage of this act, civil actions may be brought against the proprietor, owner, publisher, or managing editor of any newspaper published in this Commonwealth, whether the same be published monthly, bi-weekly, semi-weekly or daily, to recover damages resulting from negligence on the part of such owner, proprietor or managing editor in the ascertainment of facts and in making publications affecting the character, reputation or business of citizens.

Act of May 12,
1903, cited for
repeal.

"Section 2. In all civil actions which may be hereafter brought against the proprietor, owner, publisher or managing editor of any newspaper published in this Commonwealth, whether the same be published monthly, bi-weekly, semi-weekly or daily, and whether such owner be an individual, partnership, limited partnership, joint-stock company, or corporation, if it shall be shown that the publication complained of resulted from negligence on the part of such owner, proprietor, manager or editor, in the ascertainment of the facts or in the publication thereof, compensatory damages may be recovered for injuries to business and reputation resulting from such publication, as well as damages for physical and mental suffering endured by the injured party or parties; and whenever in any such action it shall be shown that the matter complained of is libelous, and that such libelous matter has been given special prominence by the use of pictures, cartoons, head-lines, displayed type, or any other matter calculated to specially attract attention, the jury shall have the right to award punitive damages against the defendant or defendants.

"Section 3. That from and after the passage of this act, each and every newspaper published in this Commonwealth, whether the same be published monthly, bi-weekly, semi-weekly or daily, shall publish in every copy of every issue, on the editorial page, in a conspicuous position, at the top of reading matter, the name of the owner, owners, proprietor or proprietors of such newspapers, together with the names of the managing editor thereof; and if said newspaper or newspapers shall be owned or published by a corporation, then the name of the corporation shall be published, together with the names of the president, secretary, treasurer and managing editor thereof; and if the said newspa-

per or newspapers shall be owned or published by a partnership or partnership limited, then the names of the partners, or officers and managers, of said partnership or partnerships limited, shall be published in like manner.

"Section 4. In the event of any change being made in the proprietor, owner, publisher or managing editor of any newspaper, or in the office of president, secretary or treasurer of any corporation owning and publishing said newspaper, or any change in the name of the copartners, the said change or changes shall be duly set forth in the next edition, or issue, of said newspaper, following said change or changes.

"Section 5. Any person, firm, limited partnership or corporation, publishing a newspaper in Pennsylvania, which omits, fails or neglects to carry out the provisions of sections three and four of this act, and make the publication required by the preceding sections, shall be guilty of a misdemeanor; and upon conviction thereof shall be fined not less than five hundred dollars, nor more than one thousand dollars.

Repeal.

"Section 6. All acts or parts of acts inconsistent herewith be and the same are hereby repealed."—

Be and the same is hereby repealed.

APPROVED—The 1st day of May, A. D. 1907.

EDWIN S. STUART.

No. 103.

AN ACT

To regulate the taking of carp, suckers, mullets, and eels, in the waters of this Commonwealth, by means of gigs or spears; prohibiting the taking of all other fish by such means, and providing penalties for the violation of this act.

**Carp, suckers,
mulletts and eels.**

**Use of gig or
spear.**

Open season.

Violations.

Fine, etc.

Section 1. Be it enacted, &c., That from and after the passage of this act, it shall be lawful to kill carp, suckers, mullets, and eels in the public waters of this Commonwealth, in which brook and other trout are not established or have been planted by the State, by means of a gig or spear having a space of not less than one-half an inch between the prongs, from May first to October thirty-first, inclusive, in each year; and it shall not be lawful to use such gig or spear at any time of the year, or in any waters of the Commonwealth, for the catching of any species of fish other than carp, suckers, mullets and eels.

Section 2. Any person or persons who shall take and kill other fish than carp, suckers, mullets, and eels with a gig or spear, contrary to the provisions of this act, or at any times or in any waters other than is set forth in this act, shall be liable to a fine of ten dollars

for each fish so taken, together with a forfeiture of boats, gigs, spears, and all other appliances used to the Department of Fisheries, and, in addition, be deprived of the right to fish with a gig or spear for two years after conviction.

Section 3. All proceedings against any person or persons for any violation of this act, and all disbursements of fines paid, shall be according to the provisions of the existing acts governing fish and fishing in this Commonwealth.

APPROVED—The 1st day of May, A. D. 1907.

EDWIN S. STUART.

No. 104.

AN ACT

Making an appropriation to the trustees of the State Lunatic Hospital for the Southern District of Pennsylvania, located at Harrisburg.

Section 1. Be it enacted, &c., That the sum of two hundred and fifty-four thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the trustees of the State Lunatic Hospital for the Southern District of Pennsylvania, located at Harrisburg, for the two fiscal years commencing June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the erection and completion of one building for convalescing patients, the sum of one hundred thousand dollars; one building for a psychopathic ward, the sum of fifty-five thousand dollars; necessary connecting corridors, the sum of fifteen thousand dollars, or so much thereof as may be necessary.

For furniture for buildings erected in one thousand nine hundred and four and one thousand nine hundred and six, the sum of twenty thousand dollars, or so much thereof as may be necessary.

For the erection and completion of one sewage-disposal plant, the sum of fifteen thousand dollars, or so much thereof as may be necessary.

For insurance upon the property of the hospital, the sum of four thousand dollars, or so much thereof as may be necessary.

For the payment of debt incurred by the institution of new boilers, the sum of nineteen thousand dollars; for the construction of a coal-vault, the sum of eleven thousand dollars, or so much thereof as may be necessary.

For tearing down old buildings, and grading, the sum of ten thousand dollars, or so much thereof as may be necessary.

Procedure, etc.

Appropriation.

Buildings.

Furniture.

Sewage-disposal plant.

Insurance.

Boilers.

Coal-vault.

Razing buildings, and grading.

Equipping labora-
tory.

For equipping and furnishing laboratory, the sum of five thousand dollars, or so much thereof as may be necessary.

APPROVED—The 1st day of May, A. D. 1907.

EDWIN S. STUART.

No. 105.

AN ACT

Making an appropriation to the trustees of the State Hospital for the Insane, at Danville, Pennsylvania.

Appropriations.

Section 1. Be it enacted, &c., That the sum of four hundred and twenty-nine thousand three hundred dollars (\$429,300.00), or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the trustees of the State Hospital for the Insane, at Danville, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

Infirmary.

For the purpose of erecting and completing a female infirmary, the sum of ninety thousand dollars. For furnishing the same, the sum of ten thousand dollars. The appropriation for this building is not to become available until plans and specifications are approved by the Governor.

Building for male patients.

For the purpose of erecting and completing a building for the acute insane male patients, the sum of ninety thousand dollars; and for furnishing the same, the sum of ten thousand dollars. The appropriation for this building is not to become available until plans and specifications are approved by the Governor.

Building for female patients.

For the purpose of erecting and completing a building for acute insane female patients, the sum of ninety thousand dollars; for furnishing the same, ten thousand dollars. The appropriation for this building is not to become available until plans and specifications are approved by the Governor.

Infirmary.

For the purpose of raising and extending the male infirmary, the sum of twenty-five thousand dollars; for furnishing the same, five thousand dollars.

Building for employees.

For the purpose of erecting, completing, and furnishing a building for employees and attendants, the sum of fifteen thousand dollars.

Heating.

For the purpose of purchasing apparatus and machinery for utilizing exhaust-steam for heating purposes, the sum of six thousand dollars.

Piggery.

For the purpose of erecting and constructing a building suitable for raising hogs, with sanitary apparatus and equipment, the sum of six thousand dollars.

For the purpose of purchasing additional real estate, consisting of ninety-two acres of land, contiguous to that now owned by the Commonwealth, the sum of six thousand three hundred dollars.

Real estate.

For the purpose of purchasing a boiler, pipe, and covering, for heating proposed new buildings, the sum of eight thousand dollars.

Boilers, etc.

For the purpose of providing additional means for the disposal of sewage, the sum of eighteen thousand dollars; system and plan to be approved by the State Board of Health before this item becomes available.

Sewerage.

For additions and extensions to water filtration system, the sum of ten thousand dollars, or so much thereof as may be necessary; the system and plans to be approved by the State Board of Health before this item becomes available.

Filtration system.

For the purpose of extending and changing the course of a natural stream in, through, and upon the grounds of said hospital, the sum of five thousand dollars, or so much thereof as may be necessary; the plan and character of the work to be approved by the State Board of Health before this item becomes available.

Course of stream.

For the purpose of filling in bed of old canal, in, upon and through the grounds of said hospital, the sum of twenty-five thousand dollars, or so much thereof as may be necessary. The said sum shall not become available until a deed conveying title in fee simple in the land so occupied by said canal, shall be delivered to the trustees of said hospital by the owners thereof, the Delaware, Lackawanna and Western Railroad Company: And provided further, That the proposition relating to the item of twenty-five thousand dollars, for filling in bed of old canal, shall not become available until approved by the Governor and Attorney General.

Filling canal.

APPROVED—The 1st day of May, A. D. 1907.

EDWIN S. STUART.

No. 106.

AN ACT

To repeal the proviso contained in the fifth section of an act, entitled "An act to incorporate the Wilkes-Barre Savings Bank," approved the twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy, which proviso restricts the number of directors to nine

Section 1. Be it enacted, &c., That the proviso contained in the fifth section of an act, entitled "An act to incorporate the Wilkes-Barre Savings Bank," approved the twenty-eighth day of March, Anno Domini one

Wilkes-Barre Savings Bank.

Repeal of proviso.

thousand eight hundred and seventy, which proviso is in the words: "Provided, the number of directors shall at no time exceed nine," be and the same is hereby repealed.

Repeal.

Section 2. That all acts or parts of acts inconsistent herewith, be and the same are hereby repealed.

APPROVED—The 1st day of May, A. D. 1907.

EDWIN S. STUART.

No. 107.

AN ACT

To amend section ten of an act, entitled "An act providing when, how, and upon what property, and to what extent, liens shall be allowed for taxes, and for municipal improvements, and for the removal of nuisances; the procedure upon claims filed therefor; the methods of preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened, and the manner of distributing the proceeds of such sales," approved the fourth day of June, Anno Domini one thousand nine hundred and one, by extending from the second to the third calendar year the time when claims for taxes, and water, lighting, and sewer rates, must be filed in the court of common pleas.

Liens.

Section 1. Be it enacted, &c., That section ten of an act, entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, and for the removal of nuisances; the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened, and the manner of distributing the proceeds of such sales," approved the fourth day of June, Anno Domini one thousand nine hundred and one, which reads as follows:—

Section 10. act of June 4, 1901, cited for amendment.

"Section 10. Claims for taxes, water-rates, lighting-rates and sewer-rates must be filed in the court of common pleas of the county in which the property is situated, on or before the last day of the *second* calendar year after that in which the taxes or rates are first payable; and other municipal claims must be filed, in said court, within six months from the time the work was done in front of the particular property, where the charge against the property is assessed or made at the time the work is authorized; within six months after the completion of the improvement, where the assessment is made by the municipality upon all properties after the completion of the improvement; and within six months after confirmation by the court, where confirmation is required; the certificate of the surveyor, engineer or other officer supervising the improvement, filed in the proper office, being conclusive of the time of completion thereof, but he being per-

sonally liable to any one injured by any false statement therein. A number of years' taxes or rates of different kinds, if payable to the same plaintiff, may be included in one claim. Upon each tax or municipal claim a writ of scire facias, in the form hereinafter set forth, must issue within five years from its filing, and verdict must be recovered or judgment entered on the scire facias within five years after it is issued. Final judgment must be entered on the verdict within five years after its recovery. After judgment is entered, it must be revived writ of scire facias to revive the judgment; or by judgment thereon within each recurring period of five years. If a claim be not filed within the time aforesaid, or if it be not prosecuted in the manner and at the times aforesaid, it shall be wholly lost; Provided, however, If a verdict be recovered before a jury after trial, or judgment be entered on such verdict, the lien thereof shall continue for five years from such recovery or entry, though a new trial be granted or the judgment be reversed on appeal," be and the same is hereby amended so as to read as follows:—

Section 10. Claims for taxes, water-rates, lighting-rates and sewer-rates must be filed in the court of common pleas of the county in which the property is situated, on or before the last day of the *third* calendar year after that in which the taxes or rates are first payable; and other municipal claims must be filed, in said court, within six months from the time the work was done in front of the particular property, where the charge against the property is assessed or made at the time the work is authorized; within six months after the completion of the improvement, where the assessment is made by the municipality upon all the properties after the completion of the improvement; and within six months after confirmation by the court, where confirmation is required; the certificate of the surveyor, engineer, or other officer supervising the improvement, filed in the proper office, being conclusive of the time of completion thereof, but he being personally liable to any one injured by any false statement therein. A number of years' taxes or rates of different kinds, if payable to the same plaintiff, may be included in one claim. Upon each tax or municipal claim a writ of scire facias, in the form hereinafter set forth, must issue within five years from its filing, and verdict must be recovered or judgment entered on the scire facias within five years after it is issued. Final judgment must be entered on the verdict within five years after its recovery. After judgment is entered, it must be revived by writ of scire facias to revive the judgment, or by judgment thereon within each recurring period of five years. If a claim be not filed within the time aforesaid, or if

Time for the
filing of claims.

Certificate.

Writ of scire
facias.

Final judgment.

Proviso.

it be not prosecuted in the manner and at the times aforesaid, it shall be wholly lost; Provided, however, If a verdict be recovered before a jury after trial, or judgment be entered on such verdict, the lien thereof shall continue for five years from such recovery or entry, though a new trial be granted or the judgment be reversed on appeal.

APPROVED—The 1st day of May, A. D. 1907.

EDWIN S. STUART.

No. 108.

AN ACT

To amend the seventh section of the act, entitled "An act relating to corporations and estates held for corporate, religious, and charitable uses," approved the twenty-sixth day of April, Anno Domini eighteen hundred and fifty-five, as amended by the supplement to said act, approved the second day of June, Anno Domini eighteen hundred and eighty-seven, by striking out the requirement that the control of the property of such corporations, by the lay members thereof, shall appear in the charters of corporations included in the provisions of the said act; validating all charters of such corporations, heretofore granted, which do not contain such provision.

Charters, church,
etc.

Section 1. Be it enacted, &c., That the seventh section of the act, approved April twenty-sixth, eighteen hundred and fifty-five, entitled "An act relating to corporations and to estates held for corporate, religious, and charitable uses," which, as amended by the act approved June second, eighteen hundred and eighty-seven, now reads as follows:—

Section 7. act of
June 2, 1887.

"Section 7. That whensoever any property, real or personal, shall hereafter be bequeathed, devised, or conveyed to any ecclesiastical corporation, bishop, ecclesiastic or other person, for the use of any church, congregation or religious society, for religious worship or sepulture, or the maintenance of either, the same shall not be otherwise taken and held, or enure, than subject to the control and disposition of the lay members of such church, congregation or religious society, or such constituted officers or representatives thereof as shall be composed of a majority of lay members, citizens of Pennsylvania, having a controlling power, according to rules, regulations, usages or corporate requirements thereof, so far as consistent herewith; and no charter hereafter granted by any court for any church, congregation or religious society shall be valid, without requiring such property to be taken, held and to enure, subject as aforesaid, except such religious society, who shall be composed exclusively of others than laymen, may have trustees or corporators of the same description of person: Provided, That it shall

be lawful for the majority of the male members, of lawful age, of any unincorporated church, congregation or religious society, to choose for their trustees any other person or persons than a layman; and whenever not previously declared, to declare the manner in which the title to their trust property shall be held and conveyed, subject however to all the terms and conditions upon which the same may have been bequeathed, devised or conveyed to such unincorporated church, congregation or religious society; and upon due proof of such consent, any court having jurisdiction over trusts may direct the legal title to be conveyed accordingly; but nothing herein contained shall authorize the diversion of any property from the purposes, uses and trusts to which it may have been heretofore lawfully dedicated, or to which it may hereafter, consistently herewith, be lawfully dedicated: And provided, That no alien shall hereafter acquire and hold, either as trustee or in his own right, real estate of a greater annual value than is hereby limited to be held by a corporation," be and the same is hereby amended so as to read as follows:—

Section 7. That whensoever any property, real or personal, shall hereafter be bequeathed, devised or conveyed to any ecclesiastical corporation, bishop, ecclesiastic or other person, for the use of any church, congregation or religious society, for religious worship or sepulture, or the maintenance of either, the same shall not be otherwise taken and held, or enure, than subject to the control and disposition of the lay members of such church, congregation, or religious society, or such constituted officers or representatives thereof as shall be composed of a majority of lay members, citizens of Pennsylvania, having a controlling power according to the rules, regulations, usages or corporate requirements thereof, so far as consistent herewith: Provided, It shall be lawful for the majority of the male members, of lawful age, of any unincorporated church, congregation, or religious society, to choose for their trustee or trustees any other person or persons than a layman; and whenever not previously declared, to declare the manner in which the title to their trust property shall be held and conveyed, subject, however, to all the terms and conditions upon which the same may have been bequeathed, devised, or conveyed to such unincorporated church, congregation or religious society; and upon due proof of such consent, any court having jurisdiction over trusts may direct the legal title to be conveyed accordingly; but nothing herein contained shall authorize the diversion of any property from the purposes, uses, and trusts to which it may have been heretofore lawfully dedicated, or to which it may hereafter, consistently herewith, be lawfully dedicated: And provided, All charters heretofore

Property to be taken and held subject to control of lay members.

Officers.

Provido.

Trustees.

Title.

Provido.

Omission in
charter

Validation of
certain charters.

Titles.

Proviso.

granted for any church, congregation or religious society, without incorporating therein the requirement that the property, real and personal, of such corporation shall be taken, held, and enure subject to the control and disposition of the lay members thereof, but which are in other respects good and valid, and shall be in all respects as good and valid, for all purposes, as if the said requirement had been inserted therein when the said charters were originally granted; and the title to all property, real and personal, heretofore bequeathed, devised, or conveyed to such church, congregation, or religious society, or which may have heretofore been granted or conveyed by such corporation, shall be firm and stable forever, with like effect as though the said requirements had been contained in the charter of such corporation when the same was originally granted: Provided, That all property, real and personal, held by such existing corporation shall enure and be held subject to the control and disposition of the lay members thereof, or such constituted officers or representatives thereof, as shall be composed of a majority of lay members, citizens of Pennsylvania, having a controlling power according to the rules and regulations, usages, or corporate requirements thereof, with like effect as though such provision had been inserted in the charter of such corporation when originally granted, any other or different provision therein notwithstanding.

APPROVED—The 1st day of May, A. D. 1907.

EDWIN S. STUART.

No. 109.

AN ACT

Relating to the appointment of stenographers and assistant stenographers to report proceedings in the several courts of common pleas, and orphans' courts, courts of oyer and terminer and general jail delivery, and courts of quarter sessions of the peace, of this Commonwealth, as well as before commissioners, masters, and special masters in chancery, referees, examiners, auditors, and other officers; prescribing their powers and duties, and when such reports shall be evidence of the facts reported; prescribing their compensation and allowances for expenses, when the same shall be paid by the county wherein such stenographers or assistant stenographers are employed, and when by the parties to such proceedings; and repealing an act, entitled "An act directing the appointment of official stenographers in the several civil courts of this Commonwealth; authorizing the appointment of stenographers by examiners, masters, referees, commissioners, and auditors; authorizing the appointment of assistant stenographers; repealing 'An act to authorize the appointment of stenographers in the several courts of this Commonwealth, prescribing their duties and fixing their compensation,' approved May fifteenth, one thousand eight hundred and seventy-four; repealing 'An act to authorize the appointment of stenographers in the several courts of this Commonwealth, prescribing their duties and fixing their compensation,' approved May eighth, one thousand eight hundred and seventy-six, and repealing 'An act defining the duty of court stenographers in the several counties in this State,' approved June tenth, one thousand eight hundred and eighty-one," approved the twenty-fourth day of May, one thousand eight hundred and eighty-seven; but such repeal not to revive any law repealed by the said act of twenty-fourth of May, one thousand eight hundred and eighty-seven.

Section 1. Be it enacted, &c., The law judges of each of the several courts of common pleas, and the judges of the several orphans' courts, in this Commonwealth, shall select and appoint a stenographer, or stenographers, to report all suits and proceedings in their respective courts, as hereinafter provided. Such appointees shall be known as official stenographers of the respective courts, and shall hold their positions during the pleasure of the court. Any official stenographer appointed under this act may, with the consent of the court, temporarily supply a competent assistant or substitute stenographer. Such stenographer and assistant stenographer shall be competent in the art of stenography, and, before entering upon the duties herein provided, shall make oath or affirmation, before the prothonotary or clerk of the particular court, to perform such duties with fidelity; and a copy of such oath or affirmation, signed by the affiant, shall be certified by the prothonotary or clerk administering the same, and filed of record in the proper office.

Section 2. The law judges of each of the several courts of oyer and terminer and general jail delivery, and of the courts of quarter sessions of the peace, are hereby authorized to employ the official stenographer, or stenographers, of the courts of common pleas of the particular county, to report the proceedings of the

Official stenographers.

Appointments of.

Term.

Assistants.

Qualifications.

Oath.

Employment in criminal courts.

said courts, whenever in the opinion of the trial judge such services shall be necessary.

In the orphans' courts.

Section 3. The official stenographers of the several orphans' courts shall take full stenographic notes of such proceedings as the judges of such courts shall direct, and, when so directed to report proceedings, shall in any proceeding in any trial of fact report the testimony of all witnesses examined, and matters offered in evidence, and the ruling of the court upon the admission or rejection thereof, as well as the other rulings and adjudications of the trial judges.

Duties.

The official stenographers of the several courts of common pleas, when engaged in such courts, or in the courts of oyer and terminer, general jail delivery and quarter sessions of the peace, shall take full stenographic notes of the testimony in all judicial proceedings in any trial of fact, at law or in equity, together with the judge's charge, and of any and every ruling, order, or remark of the trial judge, or judges, relating to the case on trial, made in the presence of the jury, in any stage of the proceedings, to which ruling, order, or remark either party may except in the same manner and with the same effect as is now practiced in relation to the judge's charge; and upon any trial without a jury, shall likewise report the proceedings, including the testimony of all witnesses examined and matters offered in evidence, and the rulings of the court upon the admission or rejection thereof, and the findings of the court. And it shall also be the duty of such stenographers to take full stenographic notes of such other matters, in connection with the business of the courts, as the judges of the respective courts, from time to time, may direct.

Transcripts.

Section 4. Every official stenographer shall make, or cause to be made, from his stenographic notes of any trial or other matter of which a copy may be required, a correct typewritten copy or copies, as hereinafter provided; and to the filing copy shall attach a certificate in the following form:—

Certificate.

I hereby certify that the proceedings, evidence, and charge are contained fully and accurately in the notes taken by me on the trial of the above cause, and that this copy is a correct transcript of the same.

.....

Official Stenographer.

And in the case of any trial or proceeding before a court, without a jury, shall attach a certificate in the same form, omitting reference to the charge.

Section 5. Such transcript shall be approved by the trial judge, if correct, by endorsing as follows:—

Judge's approval.

The foregoing record of the proceedings upon the trial of the above cause is hereby approved, and directed to be filed.

.....

Judge.

Such copy, when so certified by the official stenographer and approved by the trial judge, shall be filed in the proper office of the court, and shall thereafter become a record of the proceedings therein reported; and upon any other trial, or in any other proceedings in which it may become material to prove the matters therein reported, such record, or a copy thereof duly certified by the clerk or prothonotary of the proper court; shall be taken and held to be prima facie correct, and, if otherwise admissible in evidence, be admitted without the necessity of calling the stenographer who made the original stenographic report as a witness to prove the same.

Filing of transcript.

Admissible in evidence.

Section 6. Each official stenographer shall be paid a compensation at the rate of ten dollars per day for every day actually present by himself or his assistant upon a trial or other proceeding, for the purpose of taking notes by the direction of any judge or judges of any of the courts aforesaid, or in attendance upon any of the said judges in connection with the business of the courts, and also be allowed, in addition, such expenses and supplies as the court may deem proper and necessary; said per diem compensation and allowances for expenses and supplies to be paid by the county in and for which the said services are performed, upon the order of the presiding judge. Whenever, in the opinion of the judges of any of said courts, the proper despatch of the business of said courts requires the increased attendance of any official stenographer upon them, or in the court of said judge or judges, they may order and decree that, in lieu of the aforesaid per diem compensation, the official stenographer shall receive an annual compensation of not less than fifteen hundred dollars and not exceeding three thousand dollars, and, in addition thereto, he shall be allowed such expenses and supplies as the court may deem proper and necessary; which said annual compensation and allowance shall be paid by the county in and for which the said services are rendered, upon the order of the presiding judge.

Compensation.

Per diem.

Expenses.

Annual compensation.

Section 7. During the progress of the trial of any cause, upon the order of the court upon its own motion, or upon motion of counsel and allowance by the court, the official stenographer reporting the proceedings shall, from the stenographic notes thereof, make three typewritten copies, and from day to day as the case progresses supply one copy to the court, one copy to the plaintiff, and one copy to the defendant, or to their respective counsel; and within a reasonable time after the completion of the trial, to certify a complete copy, as hereinbefore provided, and supply to the parties or their counsel any portion of such copies, not previously supplied, as may be necessary

Daily transcript.

Proviso.

Capital cases.

Filing of stenographic notes.

Compensation for transcripts.

Proceedings before a commissioner, examiner, referee, master, etc.

to complete the record. But, where the trial judge and counsel representing the parties to the cause so agree, such copies need not be made, unless subsequently directed by the court, of its own motion, or upon motion of counsel and allowance by the court: Provided, however, That in any case in which an appeal, writ of error, or certiorari has been taken to the Supreme or Superior Court, or in cases of conviction of murder in the first degree, it shall be the duty of the official stenographer forthwith to make, certify, and file of record a typewritten copy of the stenographic notes of trial, without any order of the court; payment for which shall be made in the same manner as if directed by the court, but the court may direct additional copies in such cases to be made at the same time with the filing copy, as hereinbefore provided. In all cases in which copies of the stenographic notes are not made or required as hereinbefore provided, it shall be the duty of the official stenographer to file said stenographic notes in the proper office for the record of said proceedings. If thereafter the court or counsel desire a copy or copies of the stenographic notes so filed, it shall be the duty of the official stenographer to make the same; and, if ordered by the court, compensation therefor shall be made as provided in section eight of this act; and, if ordered by counsel, without an order of the court, then the compensation therefor shall be paid by the party ordering the same, at the regular rate for the transcription of notes, as provided in section eight of this act.

Section 8. Every official stenographer shall be paid, in addition to the compensation provided in section six of this act, fifteen cents for each one hundred words of every copy of the stenographic notes of trials and of other matters in connection with the business of the court, that are furnished to the court or filed of record, and five cents for each one hundred words of every copy that is given to counsel or to parties, if ordered so that they may be typewritten at the same time with the filing copy; payment for such copies to be made by the county in which the case is pending, or for which the work is performed upon the order of the presiding judge.

Section 9. Any official stenographer, by the agreement of the parties to any suit, action, or proceeding, or of their counsel, before any examiner, master in chancery, special master, referee, commissioner, auditor, or other like officer, appointed by any of the said courts, in any suit, action, or proceeding therein pending, may take, under the direction of any such examiner, master in chancery, special master, referee, commissioner, auditor, or like officer, full stenographic notes of such proceedings, and in such cases shall furnish to such officer, upon his request, an accurate

typewritten copy of such notes; which copy, when approved in writing by such officer and filed in the office of the proper court wherein any such suit is pending, or a copy of the copy so filed, duly certified by the clerk or prothonotary of the proper court, shall be taken and held to be prima facie correct, and shall be admissible in evidence, without the necessity of calling as a witness the stenographer who made the original stenographic report to prove the same. The compensation for said services shall be such as may be agreed upon between the official stenographer and the parties or their counsel; and, in the absence of agreement, then the compensation shall be at the per diem rate of section six, and the transcript rate of section eight, of this act, together with all travelling and hotel expenses of the official stenographer necessarily incurred in pursuance of such employment in such proceeding, to be paid by the unsuccessful party as costs in the cause, or as the court may direct.

Evidence.

Compensation.

Section 10. That the act, entitled "An act directing the appointment of official stenographers in the several civil courts of this Commonwealth; authorizing the appointment of official stenographers in the several courts of oyer and terminer and general jail delivery and courts of quarter sessions of the peace of this Commonwealth; authorizing the appointment of stenographers by examiners, masters, referees, commissioners, and auditors; authorizing the appointment of assistant stenographers; repealing 'An act to authorize the appointment of stenographers in the several courts of this Commonwealth, prescribing their duty and fixing their compensation,' approved May fifteenth, one thousand eight hundred and seventy-four; repealing 'An act to authorize the appointment of stenographers in the several courts of this Commonwealth, prescribing their duties and fixing their compensation,' approved May eighth, one thousand eight hundred and seventy-six, and repealing 'An act defining the duty of court stenographers in the several counties of this State,' approved June tenth, one thousand eight hundred and eighty-one," approved the twenty-fourth day of May, Anno Domini one thousand eight hundred and eighty-seven, is hereby repealed; but this repealing clause shall not be construed to revive or have the effect or reviving any law heretofore repealed by the act of twenty-fourth May, one thousand eight hundred and eighty-seven.

Act of May 24, 1887, cited for repeal.

Repeal.

APPROVED—The 1st day of May, A. D. 1907.

EDWIN S. STUART.

No. 110.

AN ACT

Authorizing and empowering the Committee on Lunacy to transfer inmates from one State hospital for the insane to another State hospital for the insane.

Insane.

Transfer of.

Expenses.

Liability.

Section 1. Be it enacted, &c., That the Committee on Lunacy are hereby authorized and empowered, in their discretion, upon being satisfied that any of the State hospitals for the insane are overcrowded, to transfer patients or inmates from one State hospital for the insane to another.

Section 2. That the cost of such transfer shall be paid out of the general appropriation for the care of the insane, and upon certificate of the Committee on Lunacy that such transfer has been made, and of its cost.

Section 3. The municipalities or persons liable to the institutions in which the commitment was made shall, after this transfer, be liable to the State hospital for the insane to which such transfer shall be made.

APPROVED—The 1st day of May, A. D. 1907.

EDWIN S. STUART.

No. 111.

AN ACT

To provide for the division of charitable corporations having more than one place where their operations are carried on, and of their property; and providing for the performance of public duties of such corporations.

Charitable corporations.

Division of corporate entity.

Petition.

Section 1. Be it enacted, &c., That whenever any charitable corporation, having more than one hospital building or other place where its operations are carried on, shall desire a division of its corporate entity and property, so that thereafter the charity shall be administered by two or more separate corporations, it shall be lawful for such charitable corporation to present its petition to any court of common pleas of the county in which the principal office of such corporation is situate, praying for such division; and thereupon such court shall appoint a day for hearing said petition, of which hearing notice shall be given by advertisement, once a week for three successive weeks, in two newspapers of general circulation printed in such county.

Section 2. Upon said hearing, it shall be lawful for said court to decree the division of said corporation and of its property and franchises into two or more parts, and that the petitioning corporation shall thereafter consist of two or more corporations, as many as there shall be parts. One of said parts of its property shall be awarded to one of the new corporations, which shall continue under the title of the petitioning corporation, and the other part or parts of said property to the new corporation or corporations, to which said court shall give such title or titles as the petitioning corporation may elect. The court shall fix the number of the directors or trustees of said new corporations, and shall appoint such persons, citizens of Pennsylvania, as the petitioning corporation may nominate, to serve as directors or trustees until the next annual meeting of said corporations. The said new corporation shall be governed by the provisions of the charter of the petitioning corporation, unless the petitioning corporation shall pray for different provisions for the government of the new corporations, in which case it shall be lawful for the court to decree that such new charter provisions shall govern said new corporation; provided, such provisions be lawful and not injurious to the community; and provided also, that no vested rights of contributors or other parties shall be impaired.

Decree of court.

Government.

Proviso.

Section 3. All moneys, securities, and endowments of the petitioning corporation shall be equitably divided amongst the new corporations: Provided always, That no gift or legacy shall be diverted from the purpose of the donor.

Moneys, securities, etc.

Section 4. When the reception of any person or persons, or class of the community, or other specific public duty, is enjoined upon said petitioning corporation by any act or acts of Assembly, it shall be lawful for said court by its decree to direct which of said new corporations shall thereafter receive such person or persons, or class of the community, or perform such other public duty; and thereafter it shall be the duty of the new corporation, so charged, to do and perform the duty as aforesaid, and the other new corporation or corporations shall be released and discharged therefrom.

Reception of inmates, etc.

Section 5. It shall be lawful for the court to decree such conveyances, assignments, and transfers of the property and effects of the petitioning corporation as it may deem proper to be made to the new corporation or corporations, and such conveyances, assignments, and transfers shall thereupon be made; and thereupon each of the corporations, so created, shall hold the property as decreed and conveyed to it as its own

Conveyances, transfers, etc.

property, as fully and completely as said petitioning corporation held the same.

APPROVED—The 1st day of May, A. D. 1907.

EDWIN S. STUART.

No. 112.

AN ACT

To ascertain and appoint the fees to be received by the several prothonotaries of the courts of common pleas of this Commonwealth, in counties having a population of over one million.

Prothonotaries of
the courts of
common pleas.

Section 1. Be it enacted, &c., That the fees to be received by the several prothonotaries of the courts of common pleas of this Commonwealth shall be as follows:—

Fees.

Issuing every writ of summons, capias, certiorari, or other original writ, except those which are herein specifically provided for, together with services at the first court, entering pleadings and appearance, one dollar and fifty cents.

Issuing every writ of fieri facias, scire facias, venditioni exponas, levari facias, habere facias, mandamus execution, or other writ of execution not herein specifically provided for, seventy-five cents.

Stationery, fifty cents.

Services at every subsequent court previous to trial, twenty-five cents.

All services during the trial of a cause, including swearing of jury and witnesses, one dollar.

Taking a recognizance, twenty-five cents.

Entering motion and filing reasons in arrest of judgment, for a new trial, or for judgment non obstante veredicto, twenty-five cents.

Entering satisfaction of judgment, or discontinuance of suit, or marking suit or judgment to use, fifty cents.

Issuing subpoena under seal, twenty-five cents.

Issuing attachment in contempt and motion therefor, each name, one dollar.

Copy of record or paper filed, for every ten words, two cents.

Certificate and seal, fifty cents.

Certified copy of rule, including seal and certificate, seventy-five cents.

Drawing special jury, striking same, and copies for parties, seventy-five cents.

Every search, where no other service is performed to which any fee is attached, fifteen cents.

Certificate and seal to search, twenty-five cents.

Locality search, including certificate and seal, forty cents.

Each lien or judgment certified, and each additional name on general or locality search, ten cents.

Entering judgment on bond and warrant of attorney, upon confession of defendant, for want of appearance, plea, or want of an affidavit of defence, or sufficient affidavit of defence, on verdict, demurrer, including judgment index entry, and statement of plaintiff, one dollar and twenty-five cents.

Entering judgment on single bill, seventy-five cents.

Entering amicable action, filing papers, stationery, and services at first court, one dollar and twenty-five cents.

Entering transcript of judgment from justice of the peace or magistrate, including docket entry, fifty cents.

Taxing bill of costs other than prothonotary's, twenty-five cents.

Retaxing bill of costs and report thereon, fifty cents.

Taking testimony thereon, for every ten words, two cents.

Making return to writ of error, one dollar.

Entering proceedings of Supreme or Superior court, fifty cents.

Citation and seal, and motion therefor, one dollar and fifty cents.

Suggesting death of party, or diminution of record, or substituting a party, each party, fifteen cents.

Administering oath other than on trial of cause, twenty-five cents.

Amending record on motion, twenty cents.

Entering appointment of guardian ad litem, twenty cents.

Subpoena or alias subpoena in divorce, one dollar.

Filing and docketing libel in divorce, one dollar.

Application for maintenance or alimony, one dollar.

Filing and docketing motions and rules and other pleadings in divorce, each, fifty cents.

Proclamation, one dollar and fifty cents.

Certificate of divorce, under seal, three dollars and fifty cents.

Order of publication, one dollar.

Entering decree in minute book and docket, each, fifty cents.

Indexing in divorce index, twenty-five cents.

Docketing and filing bill to perpetuate testimony, order of court thereon, and recording same, one dollar and thirty-five cents.

Commission to take testimony, and entering return, one dollar.

Notifying each party of return of commission, when required, twenty-five cents.

Entering acknowledgment of sheriff's or treasurer's deed, including certificate of the same, one dollar.

Filing election return of general and municipal elections, to be paid by the county, one dollar.

Services at computation of returns of general or municipal election, for each election division, to be paid by the county, fifty cents.

Filing and docketing petitions for appointment of assessors, election officers, or other petitions in relation to elections, to be paid by the county, seventy-five cents.

Transmitting to Secretary of the Commonwealth copies of election returns, for each person returned, to be paid by the county, twenty-five cents.

Filing and docketing balances due from collectors, including judgment docket entry, each case, twenty-five cents.

Filing and entering county auditors' reports, each case, to be paid by the county, fifty cents.

Notifying county commissioners, auditor, or directors of the poor, of their election and time of meeting, to be paid by the county, each, fifteen cents.

Filing any paper not relating to any suit pending, and not herein provided for, including docket entry, one dollar.

Entering rule of reference, and copy under seal, sixty cents.

Appointment of arbitrators and docketing same, and proof of service of rule, fifty cents.

Each copy of rule or notice to arbitrators, thirty-five cents.

Filing and entering report of arbitrators, including judgment docket entry, fifty cents.

Receiving and entering appeal from an award of arbitrators, taking recognizance and affidavit, seventy-five cents.

Filing and docketing petition for the appointment of a commission de lunatico, and for inquisition in re habitual drunkard, for the appointment of a committee in insolvency, for the sale of unclaimed goods, or other petitions in connection with any proceedings, including order of court thereon, each, two dollars and fifty cents.

Filing any original petition not herein provided for, two dollars and fifty cents.

Issuing commission in lunacy, and entering return, one dollar.

Writ to sheriff, in lunacy, one dollar.

Entering confirmation of inquisition and appointment of committee in lunacy, one dollar.

All services on sale of lunatic's, habitual drunkard's estate, including filing of committee's account, two dollars and fifty cents.

Filing each subsequent account, one dollar.

Filing and docketing other documents in said proceedings, each, twenty-five cents.

Writ of habeas corpus and all proceedings thereon, one dollar.

Filing and entering mechanic's lien or municipal lien, each property, seventy-five cents.

Entering ejectment suit on ejectment index, twenty-five cents.

Entering testatum fi. fa., ca. sa., or venditioni exponas, one dollar.

Receiving and distributing money paid into court, for each dollar under five hundred, two cents.

For each dollar exceeding five hundred, one cent.

Issuing venire, each case upon the jury trial list, seventy-five cents.

Entry of such case upon the jury trial list, twenty-five cents.

Recording any document required by law to be recorded, for every ten words, two cents.

Drawing, filing, and docketing bond, and justification thereon, including seal and oath, one dollar and seventy-five cents.

Drawing and filing justification, including seal and oath, fifty cents.

Filing and docketing account or report of assignee, auditor, trustee, committee, sequestrator, master, or examiner, two dollars and fifty cents.

Filing and docketing petition for jury to assess land damages, for feme sole traders (under acts of eighteen hundred and fifty-five and eighteen hundred and seventy-two), for the satisfaction of lost or ancient mortgage, for the extinguishment of ground-rent, for adoption, including order of court thereon, five dollars.

Filing corporate charter, petition for change of corporate name, or alteration or amendment of charter for merger, and all proceedings thereon, five dollars.

Filing and docketing and all proceedings in assignment for the benefit of creditors, up to and including bond and justification of assignee and surety, five dollars.

Filing and docketing appeal from the award of road jury, and railroad jury, one dollar and twenty-five cents.

Filing and docketing affidavit of ownership, in ejectment, fifty cents.

Filing and docketing affidavit of real owner, in mortgage, ground-rent, mechanic's lien, and municipal lien, fifty cents.

Issuing and docketing order of sale in partition, one dollar and fifty cents.

Filing and docketing bill in equity, and rule to appear and answer, three dollars and fifty cents.

Issuing alternative mandamus, quo warranto, and return thereon, including entry of appearance, pleadings, and all services at first court, three dollars and fifty cents.

Issuing and docketing injunction, and order of court thereon, two dollars and fifty cents.

Jury fee, in each case tried by jury, four dollars.

Issuing writ of scire facias or alias scire facias on lien, claim, judgment, to revive judgment sur bail in error, sur recognizance, sur certificate of the Orphans' Court to executors and administrators of deceased party, to garnishee in foreign attachment, or on bill of discovery, seventy-five cents.

Issuing attachment sur judgment, sur libel, domestic attachment, foreign attachment, and under the act of one thousand eight hundred and sixty-nine, one dollar and twenty-five cents.

Entering certiorari to Supreme or Superior Court, and bond thereon, with justification, three dollars.

Filing exemplification of judgment from another county, one dollar and twenty-five cents.

Bail piece, one dollar and fifty cents.

Indexing suit against a decedent's estate, twenty-five cents.

Indexing judgment, assignment of judgment, or lis pendens in judgment index, twenty-five cents.

Filing and indexing sheriff's certificate of attachment upon real estate, one dollar.

Entering satisfaction upon judgment and locality indexes, each entry, twenty-five cents.

Entry restriction of lien of judgment, each property, fifty cents.

Certified copy, under seal, of registration of physician, student-at-law, veterinarian, or dentist, one dollar.

Entry of motion and order of court for admission of attorney-at-law, and certificate thereof, two dollars.

Certificate of official capacity, under seal, one dollar.

Certificate to exemplification of record, under act of Congress, one dollar.

Entering revival of judgment by agreement, one dollar and twenty-five cents.

Entering transcript from the orphans' court of amount due by executor, administrator, or guardian, each entry, fifty cents.

Entry of precept from orphans' court, two dollars and fifty cents.

Each entry upon locality index, twenty-five cents.

Every suit ended before issue joined, or before jury trial, two dollars.

Proviso.

The fee for services not herein specially provided for shall be the same as for similar services: Provided, however, That the provisions of this act shall not ap-

ply to counties having a population of less than one million.

APPROVED—The 1st day of May, A. D. 1907.

EDWIN S. STUART.

No. 113.

AN ACT

To require corporations owning, leasing, or operating steam or electric railways, and engaged in the business of carrying freight or passengers, within this State, to report to the Secretary of Internal Affairs the number of statute miles of lines so operated; and providing a penalty for failure so to report, and for making an incorrect report.

Section 1. Be it enacted, &c., That it is hereby made the duty of every corporation owning, leasing, or operating a steam or electric railway, and engaged in the business of carrying freight or passengers, within the limits of this State, to make and return, under oath or affirmation of the president or other executive officer of said corporation, to the Secretary of Internal Affairs, on or before August thirty-first, Anno Domini one thousand nine hundred and seven, and every third year thereafter, a report, setting forth in detail the name of each main line and branch line owned, leased, or operated by such corporation, naming the termini of such main line or branch line, and setting forth the exact number of statute miles between each station and every other station on said lines, at which trains stop to receive or discharge freight or passengers, and the total number of statute miles owned, leased, or operated by such corporation within this Commonwealth.

Railways, steam
or electric.

Report to Secre-
tary of Internal
Affairs.

Name.

Termini.

Distances.

Section 2. That every such corporation which shall wilfully refuse or neglect to make such report, as herein provided, at the time specified in the first section of this act, or for making a materially incorrect report, shall be liable to a penalty of five thousand dollars, to the use of the Commonwealth, for every such refusal or neglect, to be sued for and recovered as debts of like amount are, or may be, by law recoverable.

Neglect or re-
fusal to report.

Penalty.

APPROVED—The 1st day of May, A. D. 1907.

EDWIN S. STUART.

AN ACT

Providing for the erection and maintenance of Memorial Halls, at the county seats of counties of Pennsylvania which have a population of over one hundred and fifty thousand inhabitants; authorizing and directing the county commissioners of said counties, upon petition of fifty citizens, approved by two successive grand juries, the court of quarter sessions, and a majority vote of the qualified voters of said counties at a general election, to increase the rate of taxation for county purposes to an amount sufficient to purchase a plot of ground in such county seat and erect thereon a Memorial Hall, in honor of the soldiers, sailors, and marines from said counties who served in the army and navy of the United States in the war for the suppression of the rebellion, the Spanish-American war, and all other wars in defense of the American flag; designating committees to determine what relics, records, et cetera, shall be placed in said Memorial Hall; restricting the cost to one hundred and fifty thousand dollars; and providing for a flagstaff and the display of the flag of the United States.

Memorial Halls.

Petition.

Approval.

Publication.

Election.

Section 1. Be it enacted, &c., That upon presentation of a petition, signed by fifty citizens of any county of the Commonwealth of Pennsylvania having a population of over one hundred and fifty thousand inhabitants, to the court of quarter sessions of the county, praying for the erection and maintenance of a Memorial Hall at the county seat of said county, at the cost of said county, in honor of the soldiers, sailors and marines from such county or counties, who served in the army and navy of the United States in the war for the suppression of the rebellion, the Spanish-American war, and all other wars in defense of the flag of the United States, said court shall refer said petition to the grand jury; and, if said petition shall be approved by two successive grand juries of any such counties, and by the judges of the said court of quarter sessions of said counties, it shall be the duty of the county commissioners of said county to certify the same to the sheriff, who shall give public notice by proclamation, once a day for ten successive days, by advertisement in three newspapers published in said county or counties, that at the next general election the erection of a Memorial Hall, in honor of the soldiers, sailors, and marines from such county, who served in the army or navy of the United States in the war for the suppression of the rebellion, and the Spanish-American war, and in all other wars in defense of the flag of the United States, will be submitted to the qualified voters of said county for their approval or disapproval, under the provisions of the laws of this State relating to general elections.

Section 2. The commissioners shall prepare the ballots in the manner and form provided by law, and cause the same to be properly distributed to the election officers at each poll or voting place, who shall receive these ballots when voted by the qualified voters

in each election district, and deposit them in the box or receptacle provided by the county commissioners for that purpose, and, after said polls close, count the same, and make return of said votes, together with the other returns of said election, to the prothonotary of said county.

Section 3. If after the approval of said petition by the said grand juries and the said courts in said counties, there shall not be sufficient time to proclaim or advertise said election for ten days before the next general election, then said proclamation and advertisement may be made for the next succeeding general election.

Section 4. If a majority of the voters of said county or counties, upon being counted by the court of common pleas, or returning board that counts the votes polled at general elections, shall be found to be for the said Memorial Hall, the court or returning board making said count shall so certify to the county commissioners of said county; whereupon the said commissioners shall proceed to erect said Memorial Hall at the county seat of said county, and are authorized to cause plans and specifications to be prepared by architects, and to select the best that, in their judgment, is submitted; and they are hereby further authorized to purchase or acquire by condemnation under the right of eminent domain, a suitable site, or piece or parcel of ground, upon which to erect said Memorial Hall. The cost of said plans, site or parcel of ground, advertising, election, ballots, the erection, furnishing and maintenance of said Memorial Hall, and all other cost and expense connected therewith, shall be paid by the county treasurer, out of the funds belonging to the said county thus authorizing the same, on warrants drawn by the county commissioners upon the county treasurer: Provided, That the cost of said Memorial Hall, including the cost of the site or land upon which it is erected, shall not in any one case exceed the sum of one hundred and fifty thousand dollars (\$150,000): Provided, however, That the sum may be increased by the voluntary donations towards the cost of the site of said Memorial Hall, and the furnishing or equipment thereof, by individual contributions.

Erection of Hall.

Costs.

Proviso.

Proviso.

Section 5. The county commissioners of said county may, and are hereby authorized to, increase the rate of taxation for county purposes to an amount sufficient to pay for the ground purchased, and the erection thereon and the furnishing of said Memorial Hall, within the period of ten years from the erection thereof; said tax to be levied and collected from all taxable persons and property of the county or counties thus authorizing the same, to defray the cost and expense of the construction of said Memorial Hall, and the

Tax levy.

maintenance of the same; which Memorial Halls shall be and remain forever the property of the county thus erecting the same.

How the halls
may be used.

Relics, etc.

Armory.

Museum.

Committees.

Section 6. Said Memorial Hall shall be in honor of the soldiers, sailors, and marines from said county, who served in the army or navy of the United States in the war for the suppression of the rebellion, the Spanish-American war, and all other wars in defense of the flag of the United States. They shall each contain one large assembly hall, or auditorium, for public meetings of the soldiers, sailors, and marines of such county, but which may be used for other public meetings, teachers' institutes, conventions, or other patriotic, educational or religious purposes, as the commissioners may grant the same. They shall also contain rooms for meetings of posts of the Grand Army of the Republic, encampments of the Union Veteran Legion, commanderies of the Loyal Legion, camps of Sons of Veterans, Woman's Relief Corps, Ladies of the Grand Army of the Republic, chapters of Daughters of the American Revolution, and kindred patriotic organizations, as also historical and agricultural societies. They shall also contain rooms and places for the proper display and preservation of relics and trophies of the war for the suppression of the rebellion, Spanish-American war, Revolutionary or Mexican wars, flags; histories and records of the Grand Army posts, encampments of the Union Veteran Legion, commanderies of the Loyal Legion, Sons of Veterans, Woman's Relief Corps, Ladies of the Grand Army of the Republic, and such kindred patriotic organizations, and historical and agricultural societies; regimental and company histories; photographs, paintings and portraits, busts and statues, of soldiers, sailors and marines of said counties; mural tablets, upon which shall be inscribed the names of soldiers, sailors and marines of said counties, who served in the war for the suppression of the rebellion and other wars in defense of the flag of the United States. And it shall also contain a room or hall for armory purposes, for the local military company or National Guard of said county, and room and cases for the books and records of the County Historical Society. They shall also provide a room, constructed as nearly fire-proof as possible, set apart and furnished as a Museum and Department of Natural History, for the safe-keeping and display of all such specimens of geology, mineralogy, botany, or animal kingdom, educational or instructive to students of natural history, which may be accumulated, and donated, bequeathed or delivered to the commissioners of said county or counties making provision therefor. A committee of ten, with power to fill vacancies, shall be selected by the survivors of the war for the suppression of the

rebellion, and, succeeding them, the Sons of Veterans, residing in said county or counties, approving said hall, shall determine and designate what relics, trophies, flags, statues, busts, histories, rosters, records, et cetera, shall be placed in said Memorial Hall; and a committee of three, on Museum and History, appointed by the court, shall designate what specimens in natural history shall be placed in said Museum. The judges of the court of quarter sessions of said counties and the county commissioners of said counties shall be ex officio members of all of said committees.

Section 7. A suitable flagstaff shall be erected upon said property, from which shall be displayed the flag of the United States from sunrise to sunset on each and every day in the year.

United States
flag.

Section 8. All acts or parts of acts inconsistent with the provisions of this act are hereby repealed.

Repeal.

APPROVED—The 1st day of May, A. D. 1907.

EDWIN S. STUART.

No. 115.

A SUPPLEMENT

To an act, entitled "An act for the establishment of free public libraries in the several school districts of this Commonwealth, except in cities of the first and second class," approved the twenty-eighth day of June, Anno Domini one thousand eight hundred and ninety-five; authorizing school districts of townships and boroughs, adjoining cities of the third class, to join in establishing and maintaining free public libraries, or to join in aiding those otherwise established.

Section 1. Be it enacted, &c., That when any township or borough surrounds or immediately adjoins any city of the third class, or borough, within this Commonwealth, the school controllers, school-directors, or organizations having control of the common schools of said city of the third class, borough, or boroughs, or township, may join in the establishment and maintenance of a free, non-sectarian, public library in said city of the third class, borough, or township, or partly in each; the expense of said establishment and maintenance to be borne by said city of the third class, borough, or boroughs, and township, in such proportions as may be agreed upon by the school authorities of said respective school districts; and for that purpose may levy the taxes provided for in the act to which this is a supplement.

Townships and
boroughs.

Free public li-
braries.

Section 2. When any township or borough surrounds or immediately adjoins any city of the third class, or boroughs, within this Commonwealth, within any of which there is or shall be hereafter established,

Joint maintenance.

Taxes.

Annual report.

otherwise than under the provisions of the act to which this is a supplement, a free non-sectarian public school library, the school controllers, school-directors, or organizations having control of the common schools of said districts, may, instead of establishing another public library and providing for its maintenance, join in extending aid to such library already established, guaranteeing such aid in such proportion and on such terms as to control and management as shall be agreed upon between the managers thereof and the school authorities of said respective districts, and for that purpose, may levy the taxes provided for in the act to which this is a supplement, in the manner therein provided.

Section 3. The managers of any public library receiving aid under the provisions of this act shall annually report to the school-boards furnishing such aid an account of the money received, under the oath of the managers or of their secretary and treasurer, and such account shall be subject to the jurisdiction of the auditors by whom the accounts of their respective school-boards are audited, in like manner as their own accounts.

APPROVED—The 1st day of May, A. D. 1907.

EDWIN S. STUART.

No. 116.

A SUPPLEMENT

To an act, entitled "An act to provide for the selection of a site and the erection of a State Hospital for injured persons, to be located at or near Hazleton, in the county of Luzerne, to be called the State Hospital for Injured Persons of the Middle Coal Field, and for the management of the same, and making an appropriation therefor," approved the fourteenth day of June, Anno Domini one thousand eight hundred and eighty-seven, authorizing the erection of a wing to the hospital buildings, for the reception and treatment of persons afflicted with sickness or disease other than accidents.

State Hospital for Injured Persons of the Middle Coal Field.

Erection and equipment of a wing.

Section 1. Be it enacted, &c., That it shall be lawful for the board of trustees of the State Hospital of the Middle Coal Field of Pennsylvania, and they are hereby so directed, to permit the erection and equipment of a wing to the said State Hospital building, not to cost less than sixty thousand dollars (\$60,000), to be contributed by Mrs. Eckley B. Coxe, without expense to the Commonwealth; and the erection and equipment to be done in accordance with the plans furnished by her architect, and approved by the president of the board of trustees of the said State Hospital; the said wing being for the purpose of receiving for treatment per-

sons afflicted with sickness or disease other than accident cases, arising from injuries to persons in and about the mines, workshops, and railroads, and all other laboring men, as provided in said act: Provided, That the wing of the hospital herein authorized may, at any time, when not fully occupied, at the discretion of the management, be used for patients who cannot be accommodated in the main building.

Proviso.

When so erected and equipped, the said wing is to be a part of the said State Hospital buildings, and to be controlled and managed by the board of trustees of the said State Hospital, and maintained by the State, in the same manner as if it had been one of the original buildings authorized and erected.

Control and support.

APPROVED—The 1st day of May, A. D. 1907.

EDWIN S. STUART.

No. 117.

AN ACT

Amending section one of an act, entitled "A supplement to an act 'to provide for the care and treatment of the indigent insane of the several counties of the Commonwealth, in State hospitals for the insane,' approved the thirteenth day of June, Anno Domini one thousand eight hundred and eighty-three," said supplement approved the twenty-first day of May, Anno Domini one thousand eight hundred and eighty-nine, so as to fix the maximum amount for maintenance, weekly, per capita.

Section 1. Be it enacted, &c., That section one of the act, entitled "A supplement to an act 'to provide for the care and treatment of the indigent insane of the several counties of the Commonwealth, in State hospitals for the insane,' approved the thirteenth day of June, Anno Domini one thousand eight hundred and eighty-three," said supplement approved the twenty-first day of May, Anno Domini one thousand eight hundred and eighty-nine, which reads as follows:—

Indigent insane.

"Section 1. Be it enacted, &c., That the expenses of the care and treatment of the indigent insane, in the State hospitals for the insane, is hereby fixed at the uniform rate of one dollar and seventy-five cents per week for each person, including clothing, chargeable to the respective counties or poor districts from which such insane shall come; and the excess over said one dollar and seventy-five cents shall be paid by the State, but in no case shall said excess exceed *two dollars* per week for each indigent person," be and the same is hereby amended so as to read as follows:—

Section 1, act of May 21, 1889, cited for amendment.

Section 1. Be it enacted, &c., That the expense of the care and treatment of the indigent insane, in the State hospitals for the insane, is hereby fixed at the

Cost of maintenance.

uniform rate of one dollar and seventy-five cents per week for each person, including clothing, chargeable to the respective counties or poor districts from which such insane shall come; and the excess over said one dollar and seventy-five cents shall be paid by the State, but in no case shall said excess exceed *two dollars and fifty cents* per week for each indigent insane person.

APPROVED—The 1st day of May, A. D. 1907.

EDWIN S. STUART.

No. 118.

AN ACT

Amending section fifteen of an act, entitled "An act to provide for the selection of a site and the erection of a State asylum for the chronic insane, to be called the State Asylum for the Chronic Insane of Pennsylvania, and making an appropriation therefor," approved the twenty-second day of June, Anno Domini one thousand eight hundred and ninety-one, so as to fix the maximum amount for maintenance, weekly, per capita.

Chronic insane.

Section 1. Be it enacted, &c., That section fifteen of an act, entitled "An act to provide for the selection of a site and the erection of a State asylum for the chronic insane, to be called the State Asylum for the Chronic Insane of Pennsylvania, and making an appropriation therefor," approved the twenty-second day of June, Anno Domini one thousand eight hundred and ninety-one, which reads as follows:—

Section 15. act of June 22, 1891, cited for amendment.

"Section 15. That the cost of the care and detention of the said chronic insane, in said asylum, shall not exceed the sum of *two dollars and fifty cents* per week for each patient, including clothing; one dollar thereof to be chargeable upon and paid by the several counties and poor districts from which the said insane are received; but the State shall not be required to pay more than the remainder of the actual cost of maintenance in said institution, after said payment by said counties; and should any surplus remain, annually, after the cost of maintaining said patients as afore-said has been ascertained, the same shall be returned to the Commonwealth," be and the same is hereby amended so as to read as follows:—

Cost of maintenance.

How paid.

Section 15. That the cost of the care and detention of the said chronic insane, in said asylum, shall not exceed the sum of *three dollars* per week for each patient, including clothing ; one dollar thereof to be chargeable upon and paid by the several counties and poor districts from which the said insane are received; but the State shall not be required to pay more than the remainder of the actual cost of maintenance in

said institution, after said payment by said counties; and should any surplus remain, annually, after the cost of maintaining said patients as aforesaid has been ascertained, the same shall be returned to the Commonwealth. Surplus.

APPROVED—The 1st day of May, A. D. 1907.

EDWIN S. STUART.

No. 119.

AN ACT

To carry out the provisions of acts of Assembly relating to the care and treatment of the indigent insane, approved June thirteenth, one thousand eight hundred and eighty-three, and June twenty-second, one thousand eight hundred and ninety-one, and June twenty-sixth, one thousand eight hundred and ninety-five, and May twenty-fifth, one thousand eight hundred and ninety-seven, and May tenth, one thousand eight hundred and ninety-nine, and amendments, making an appropriation therefor; and providing for an additional appropriation for the care and detention of the chronic insane, under the provisions of the act approved June twenty-second, one thousand eight hundred and ninety-one, and amendments, during the two fiscal years beginning June first, one thousand nine hundred and seven.

Section 1. Be it enacted, &c., That the sum of two million five hundred thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated for the care and treatment of the indigent insane, as prescribed by acts of Assembly approved June thirteenth, one thousand eight hundred and eighty-three, and June twenty-second, one thousand eight hundred and ninety-one, and June twenty-sixth, one thousand eight hundred and ninety-five, and May twenty-fifth, one thousand eight hundred and ninety-seven, and May tenth, one thousand eight hundred and ninety-nine, and amendments, for the two fiscal years commencing June first, one thousand nine hundred and seven; and the sum of fifty cents per week for each and every patient, or so much thereof as may be necessary, is hereby specifically appropriated, in addition to the maximum amount provided, for the care and maintenance of inmates at the State Asylum for the Chronic Insane of Pennsylvania, under the provisions of the act approved June twenty-second, one thousand eight hundred and ninety-one, and amendments: Provided, That this additional appropriation of fifty cents per week, or so much thereof as may be necessary, is limited to the two fiscal years beginning June first, one thousand nine hundred and seven. Indigent Insane.

Fifty cents per week additional.

Chronic Insane.

Proviso.

The said appropriation to be paid on the warrant of the Auditor General, on a settlement made by him and How payable.

Quarterly report.

the State Treasurer; but no warrant shall be drawn on settlement made until the directors or managers of the respective hospitals or asylums for the insane shall have made, under oath, to the Auditor General, a quarterly report containing the actual number of indigent insane persons received and maintained in said hospitals or asylums for the insane during the quarter, with date of admission, date of discharge or death, and showing the actual time each indigent insane person was treated and cared for.

Itemized statement.

Such quarterly report, or account, shall be accompanied by a specially itemized statement, made under oath by the directors or managers, of the receipts and income from all sources whatever, and of the expenditures for all purposes whatsoever, during the quarter, together with the cash balance on hand at the beginning of or available at any time during the quarter. And any such cash balances, on hand at the beginning of any quarter, or that is available during the quarter, shall be deducted from the amount chargeable, for maintenance, to the State for such quarter: Provided, That the words "care, treatment, and maintenance," used in this act, shall be construed to mean medical and surgical treatment, and nursing, food and clothing, and absolutely necessary repairs to the present buildings.

Cash balances.

Proviso.

Duty of county commissioners or overseers of the poor.

Section 2. It shall be the duty of the county commissioners, or the directors or overseers of the poor, of the different counties or poor districts of the State, to report, under oath, to the Auditor General, on the first day of September, December, March, and June of each year, the number of indigent insane persons transferred, as provided by law, to the State hospitals or asylums for the insane in their respective districts. Said report shall contain the name of every indigent insane person, and shall show when he or she was admitted, the length of time cared for in said State hospital or asylum, and the date of discharge or death.

Contents of report.

Neglect to report.

Section 3. That for the neglect or refusal of the county commissioners or directors, or overseers of the poor, or other officials controlling the custody of the indigent insane in the various almshouses of the State, or of the directors or managers of the State hospitals or asylums wherein the indigent insane are treated and cared for, to make report to the Auditor General as required by this act, said counties, hospitals, or asylums shall forfeit the whole amount due for the quarter for which no report was made: Provided, That all insane persons who apply for admission to any of said hospitals, with proper papers, and are willing and able to pay their own expenses, be admitted, and that accommodations shall be furnished for such insane: Provided also, That no payment shall be made on account of the care and treatment of the insane until the Secretary of the Board of Charities shall have certi-

Forfeited.

Proviso.

Proviso.

fied to the Auditor General, under oath, that the quarterly report of the cost of such care and treatment contains no charge except for maintenance, as construed by this act.

APPROVED—The 2d day of May, A. D. 1907.

EDWIN S. STUART.

No. 120.

AN ACT

Requiring all newspapers published in this Commonwealth to print, in a conspicuous place, in every issue, the names of the owners, proprietors, or publishers, and the managing editors of the same; and making a violation of this act a misdemeanor and fixing the penalty therefor.

Section 1. Be it enacted, &c., That from and after the passage of this act, every newspaper published in this Commonwealth, whether it be published monthly, bi-weekly, semi-weekly, or daily, or whether such publication be at regular or irregular intervals, shall publish in every copy of each issue, on the editorial page, in a conspicuous position, at the top of the reading matter, the name or names of the owner, owners, proprietor or proprietors of such newspapers, together with the names of the managing editor thereof; and if said newspaper or newspapers shall be owned or published by a corporation, then the name of the corporation shall be published, together with the names of the president, secretary, and treasurer, and managing editor thereof; and if the said newspaper or newspapers shall be owned or published by a partnership, or partnerships limited, then the names of the partners and officers and managers of said partnership, or partnerships limited, shall be published in like manner.

Section 2. In the event of any change being made in the proprietorship, ownership, or publishers or managing editors of any newspaper, or in the office of president, secretary, or treasurer of any corporations owning and publishing said newspaper, or any change in the names of the copartnerships, the said change or changes shall be duly set forth in the next edition, or issue, of said newspaper, following such change or changes.

Section 3. Any person, firm, limited partnership, or corporation, publishing a newspaper in Pennsylvania, which omits, fails, or neglects to carry out the provisions of this act, and the publication required by the preceding sections of this act, shall be guilty of a misdemeanor, and, upon conviction thereof, shall be fined one hundred dollars for the first omission thereof, and a like sum of one hundred dollars to be increased by

Newspapers.

Publication of names of owner, proprietor and managing editor.

Change of ownership, etc.

Misdemeanor.

Fine.

the sum of one hundred dollars for each and every additional violation of this act.

Section 4. All acts or parts of acts inconsistent herewith be and the same are hereby repealed.

APPROVED—The 2d day of May, A. D. 1907.

EDWIN S. STUART.

No. 121.

AN ACT

To permit children, who reside one and one-half miles, or more, by public road, from the nearest school in the district where they reside, to attend any more convenient school in any other district, without the consent of the directors or controllers of the district where they reside or where they may attend; and making the district where they reside liable to the district where they attend, for the cost of tuition.

Schools.

Attendance at more convenient school.

Liability for tuition.

Proviso.

Repeal.

Section 1. Be it enacted, &c., That from and after the passage of this act, all children who reside one and one-half miles, or more, by public road, from the nearest school in the district where they reside, may attend any school more convenient in any other district, without the consent of the directors or controllers of the district where they reside or where they may attend, provided the consent of the directors or controllers of such other district be first obtained; and the district where such children reside shall be liable to the district where they may attend, for the cost of tuition; provided, the cost of tuition shall not exceed the tuition of children in the schools and grades in the district receiving such non-resident children.

Section 2. All laws or parts of laws, general or special, inconsistent herewith are hereby repealed.

APPROVED—The 2d day of May, A. D. 1907.

EDWIN S. STUART.

No. 122.

AN ACT

To repeal an act, entitled "An act defining the pay of certain officers in Dauphin county," approved February second, one thousand eight hundred and sixty-five.

Dauphin county.
Act of February
2, 1865, cited for
repeal.

Section 1. Be it enacted, &c., That the act of Assembly, approved the second day of February, Anno Domini one thousand eight hundred and sixty-five (Pamphlet Laws, eighty-two), entitled "An act defining

the pay of certain officers in Dauphin county," be and the same is hereby repealed.

APPROVED—The 2d day of May, A. D. 1907.

EDWIN S. STUART.

No. 123.

AN ACT

To repeal an act, entitled "A supplement to an act, entitled 'An act to reduce the expenses of collecting State and county taxes in Venango county,'" and which extended the original act to Jefferson county, approved the eighteenth day of February, Anno Domini one thousand eight hundred and fifty-seven (Pamphlet Laws, fifty-three).

Section 1. Be it enacted, &c., That an act, entitled "A supplement to an act, entitled 'An act to reduce the expenses of collecting State and county taxes in Venango county,'" and which supplement extended the original act to Jefferson county, approved the eighteenth day of February, Anno Domini one thousand eight hundred and fifty-seven, be and the same is hereby repealed.

Jefferson county.

Act of February 18, 1857, cited for repeal.

Repeal.

APPROVED—The 2d day of May, A. D. 1907.

EDWIN S. STUART.

No. 124.

AN ACT

Providing for the recording of certificates concerning matters of bankruptcy, in the offices of the recorders of deeds of the different counties of this Commonwealth.

Section 1. Be it enacted, &c., That the recorders of deeds of the different counties of this Commonwealth shall receive for record and shall record any certificate or certificates of bankruptcy, or in reference to bankruptcy, which any act of Congress of the United States may hereafter provide for, as being necessary to be filed in the county wherein lands of the bankrupt are situate, in order to be notice to the world of such bankruptcy, and to vest the title to such lands in the receiver or trustee in bankruptcy, and to divest the title of the bankrupt in such real estate.

Bankruptcy.

Recording of certificates with reference to.

Section 2. The recorders of deeds in and for the different counties of this Commonwealth shall cause such certificate or certificates to be transcribed into the books in his office wherein deeds are transcribed,

Recorders of deeds, duties of.

Indexing.

and shall cause the same to be indexed in the indexes for deeds in and for his office; indexing the name of the bankrupt as a grantor's name is indexed, and the name of the trustee or receiver, where such official has been appointed, as the name of the grantee is indexed; but where no receiver or trustee has been appointed, the said certificate shall be indexed only in the "direct index," in the name of the bankrupt, and stating the fact of the bankruptcy in the space where the name of the grantee should be placed.

Fees.

Section 3. As compensation for recording such certificate or certificates the recorders of deeds shall charge and receive the same fees as they now charge for recording deeds.

APPROVED—The 2d day of May, A. D. 1907.

EDWIN S. STUART.

No. 125.

AN ACT

Authorizing the State Treasurer to refund William G. Wilson the amount paid by him for his commission as a notary public.

State Treasurer.

Refunding \$25.00
to William G.
Wilson.

Section 1. Be it enacted, &c., That the State Treasurer be authorized to refund to William G. Wilson, of the borough of Butler, county of Butler, and State of Pennsylvania, the sum of twenty-five dollars, paid by him to the State Treasurer on May twenty-third, one thousand nine hundred and five, for a commission as notary public, which commission became void. The said William G. Wilson being prevented, by not having received notice either from the Department of State or the recorder of the county of Butler, from filing his bond with the recorder of deeds of said county within thirty days, as directed by the act of Assembly, dated April fourteenth, one thousand eight hundred and forty.

APPROVED—The 3d day of May, A. D. 1907.

EDWIN S. STUART.

No. 126.

AN ACT

Authorizing the Chief of the Department of Mines to employ two additional clerks, and one stenographer and typewriter.

Section 1. Be it enacted, &c., That the Chief of the Department of Mines be and he is hereby authorized to employ in the Department of Mines two additional clerks, at a salary of fourteen hundred dollars each, per annum, and one stenographer and typewriter, at a salary of twelve hundred dollars per annum.

Department of Mines.

Additional clerks.

Stenographer.

APPROVED—The 7th day of May, A. D. 1907.

EDWIN S. STUART.

No 127.

AN ACT

Regulating and defining the powers and duties of the Dental Council and the State Board of Dental Examiners; providing for appointment of examiners; defining qualifications of applicants for examination; condition of granting licenses; regulating and limiting the practice of dentistry; prohibiting practice by, or employment of, unlicensed persons, and providing punishment therefor; and disposition of fees and fines, and fixing the appropriation to the Dental Council.

Section 1. Be it enacted, &c., That the Dental Council of Pennsylvania shall consist of the Secretary of Internal Affairs, the Commissioner of Health, the Superintendent of Public Instruction, the President of the Pennsylvania State Dental Society, and the Secretary of the Board of Dental Examiners.

Dental Council.

The Dental Council may make and adopt for its government all necessary rules, regulations, and by-laws, and shall locate and maintain an office within this State for the transaction of its business. Three members of the Dental Council, one of whom shall be the President of the Pennsylvania State Dental Society, or the Secretary of the Board of Dental Examiners, shall constitute a quorum for the transaction of business. In case of the absence of the President of the Pennsylvania State Dental Society, he may nominate one of the vice-presidents of that Society as his proxy, with full power to act in his place.

Rules, regulations and by-laws.

Quorum.

The Dental Council shall elect a president, secretary, and treasurer, whose terms of office shall be for one year, or until their successors shall be elected. The president shall be elected only from the members of the Dental Council.

Organization.

The Dental Council shall supervise and provide rules, in conformity with the provisions of this act, for the examination of all applicants for license to practice

Rules for examination of applicants.

dentistry in this Commonwealth, and shall keep records of their transactions; and a registry of all licenses granted by them, stating the name, age, residence, and qualifications of the person licensed to practice dentistry, and whether qualified by examination, or otherwise; said registry shall be a public record and accessible as such, and shall be kept at the place provided for the purpose at the Capitol in Harrisburg.

Appropriation.

Salaries and expenses.

The Dental Council shall receive annually the sum of two thousand dollars, to be paid by the State Treasurer on the warrant of the Auditor General, from which the Dental Council shall pay the salary of its secretary, stenographer, and clerks, postage, and all its other expenses, including mileage, and ten dollars to each member for each day's attendance at regular meetings of the Dental Council.

Section 2. The Dental Council shall have power to grant licenses to practice dentistry in this Commonwealth, to any person who may be duly qualified under the provisions of this act.

**Application for license.
Fee.**

**Diploma.
Qualifications.**

Any person may present to the Dental Council a written application for a license to practice dentistry, together with a fee of twenty-five dollars, and with proof that he or she is not less than twenty-one years of age, is of good moral character, and has obtained a competent education, together with a diploma conferring upon him or her the degree of Doctor of Dental Surgery, or other established dental degree, from a reputable educational institution maintaining a three-years course in dentistry; thereupon the Dental Council may authorize the examination of such person by the State Board of Dental Examiners.

Issue of license to successful applicant.

Upon receiving from the Board of Dental Examiners a report of the examination for license of any applicant who shall have been returned as having successfully passed said examination, the Dental Council shall issue to the applicant a license to practice dentistry in the State of Pennsylvania. Every license to practice dentistry, issued pursuant to this act, shall be subscribed by the officers of the Dental Council and by each Dental Examiner who reported the applicant as having successfully passed an examination such as is provided by this act, and said license shall be sealed with the seal of the Dental Council of the Commonwealth of Pennsylvania, and shall be recorded in a book to be kept in the office of the Dental Council, and the number of the book and page therein containing said record shall be noted upon said license.

Issue of license to licensee of another state.

Upon the recommendation of the Board of Dental Examiners, the Dental Council may also issue a license, upon the payment of a fee of twenty-five dollars, to any person who is of good moral character, and who shall furnish proof that he or she has a

license to practice dentistry granted by the Dental Council, or other lawfully constituted authority, of any other state or country, where the preliminary and professional education required by law is equal to that provided by the laws of this Commonwealth.

The Dental Council may also license any applicant who has been in the actual, lawful practice of dentistry for not less than ten years, upon the report of the Board of Dental Examiners that, after due investigation or examination, it finds his or her education and professional attainments and experience to be, together, fully equal to the requirements for license in this Commonwealth.

License of practitioner.

Every license issued, otherwise than as a result of a written examination, shall state the grounds upon which it is granted.

All fees provided by this act shall be payable to the Dental Council, and the same shall be disbursed by the Dental Council in payment of the expenses of the Board of Dental Examiners: Provided, That any surplus, unexpended at the end of any fiscal year, shall be apportioned among the Dental Examiners, in the proportion of the number of applicants for license respectively examined by each during said fiscal year.

Disposition of fees.

Proviso.

Section 3. The Board of Dental Examiners of the Commonwealth of Pennsylvania shall consist of six persons, whose term of office shall be for three years, from the first day of September of the year in which they may be appointed.

Board of Dental Examiners.

The Pennsylvania State Dental Society shall have power to nominate from its membership at least double the number of candidates required to fill the vacancies occurring annually in the office of Dental Examiner. Said candidates shall have been engaged in the actual practice of dentistry in this Commonwealth during a period of not less than ten years. The Governor of this Commonwealth shall have power to appoint dental examiners to fill all vacancies, occurring from any cause, only from the candidates nominated as aforesaid. No member of the faculty of a Dental College shall be eligible to appointment as a member of the State Board of Dental Examiners. In the event of failure of the Pennsylvania State Dental Society to nominate candidates, as aforesaid, the Governor shall appoint members in good standing of the said society, without other restrictions. The Governor shall have power to remove any examiner for continued neglect of duty, incompetency, or dishonorable conduct.

State Dental Society shall name nominees.

Appointment of examiners.

Eligibility.

Removals.

The Board of Dental Examiners may make all necessary rules, regulations, and by-laws concerning the transaction of its business, subject to the approval of the Dental Council; and shall have power to require

Rules, regulations, and by-laws.

attendance of persons and papers, and take testimony concerning all matters within its jurisdiction, and the presiding officer of said Board, or of any committee thereof, shall have power to issue subpoenas and administer oaths.

Examination of applicants.

Meetings.

Section 4. For the purpose of examining applicants for license, the State Board of Dental Examiners shall hold two stated meetings each and every year; to wit, One in June, and one in December. The June meetings shall be held simultaneously in Philadelphia and Pittsburgh. The December meetings shall be held simultaneously in Philadelphia and Pittsburgh, or, in the discretion of the Board, may be held in Harrisburg.

Special meetings.

Quorum.

Special meetings may be held, the time and place to be fixed by said Board. Due notice of all meetings shall be given. At stated and special meetings a majority of the Board shall constitute a quorum thereof; but the examinations may be conducted by a committee of one or more of the examiners, duly authorized by the said Board.

Subjects for examination.

All candidates for examination for license to practice dentistry in the State of Pennsylvania shall be required to pass an examination, by the State Board of Dental Examiners, upon the following subjects: First, general anatomy and physiology; second, special dental anatomy; third, dental histology; fourth, dental physiology; fifth, chemistry and metallurgy; sixth, materia medica; seventh, dental pathology, bacteriology, and therapeutics; eighth, anaesthesia; ninth, oral surgery; tenth, principles and practice of operative and posthetic dentistry.

Examinations shall be in writing.

Said examination shall be conducted in writing, and shall embrace all the subjects named in this act. Each applicant shall also furnish to the Board of Dental Examiners satisfactory evidence of his or her proficiency in the manipulative procedures of dentistry, either by producing an example of his or her work, with proof of the execution of the same, or by a practical demonstration of his or her skill in the presence of the Examiner. After each stated examination an official report, signed by the president and secretary and each acting member of the said Board of Dental Examiners, stating the examination average of each candidate in each branch, the general average, and the results of the examination, whether successful or unsuccessful, shall be transmitted to the Dental Council. The said report shall embrace all the examination papers, questions, and answers thereto. All such examination papers shall be filed by the Dental Council, at Harrisburg, and kept for reference and inspection for a period of not less than five years.

Report.

Contents.

Filing.

Section 5. It shall be the duty of every person practicing dentistry within this Commonwealth to dis-

play, or cause to be displayed, his or her name, posted in a conspicuous place at or near the entrance to the office or place where he or she is practicing dentistry. Any person practicing dentistry within this Commonwealth, within six months from the passage of this act, shall cause his or her license to be registered in the office of the Prothonotary of the court of common pleas of the county in which such person shall practice dentistry, unless the same has already been registered in said county. Any person who shall neglect to cause his or her license to be registered as herein provided shall be construed to be practicing dentistry without a license: Provided, This act shall not affect the right of any person to practice dentistry, who is entitled to do so under the provisions of an act of Assembly in force, or who shall have conducted the actual, lawful practice of dentistry in this Commonwealth for five years continuously, preceding the passage of this act.

Display of name.

Registry of license.

Provided.

Section 6. It shall be unlawful for any person to employ any person as an operator in dental surgery, or practitioner in dentistry, for hire or reward, or to cause or permit any person to act as an operator in dental surgery or as a practitioner in dentistry, for hire or reward, who is not duly qualified and registered as a practitioner in dentistry, as provided by law. All persons shall be construed to be practicing dentistry who shall be the owner, part owner, partner, shareholder, operator, manager, assistant, or in any other manner engaged in conducting any office, or other place, for the purpose of performing dental operations, or treating, extracting, or filling human teeth, or inserting artificial appliances or sets of artificial teeth, for hire or reward: Provided, That this act shall not prohibit any licensed dentist having any person as assistant or attendant, to perform any service other than extracting, filling, treating, or operating upon human teeth, or the taking of impressions for, and the insertion of artificial appliances in, the mouth.

Assistants.

Practitioners.

Section 7. Nothing in this act shall be construed to prohibit physicians or surgeons, in the regular practice of their profession, from extracting teeth for the relief of pain, or making applications for such purpose; or shall prevent bona fide students of dentistry, in the regular course of their instruction, from operating upon patients at clinics, or under the immediate supervision and in the presence of their preceptor, who is in lawful practice: Provided, That no fee, salary, or other reward for such operation shall be paid to or received by any student of dentistry, either directly or indirectly, under any circumstances. And nothing in this act shall be construed to prohibit the practice of dentistry, within this Commonwealth, by

Exemptions from provisions of this act.

Provided.

**Prior registra-
tion.**

any practitioner who shall have been duly registered, in accordance with the laws of this Commonwealth existing prior to the passage of this act.

Violations.

Section 8. Any person who shall practice dentistry without being duly licensed or lawfully registered, or who shall practice dentistry or induce any person to practice dentistry in violation of any of the provisions of this act, shall be guilty of a misdemeanor, and, upon conviction, shall be punished by a fine not exceeding five hundred dollars (\$500.00), or by imprisonment not exceeding six (6) months, or by both fine and imprisonment, at the discretion of the court.

Penalty.

Fines.

All fines recovered under this act from convictions resulting from information instituted at the instance of the Pennsylvania State Dental Society, shall be paid to the said Society.

Repeal.

Section 9. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

APPROVED—The 7th day of May, A. D. 1907.

EDWIN S. STUART.

No. 128.

AN ACT

Relating to the costs where matters are given in charge to a grand jury for investigation, and providing for the payment of the same in certain cases by the proper county.

**Grand jury in-
vestigations.**

Costs.

Payment of.

Section 1. Be it enacted, &c., That in all cases where any matter of general public import shall, as authorized by law, be given in charge to a grand jury for investigation, by any court of quarter sessions of the peace of any county within this Commonwealth, all costs which may accrue for subpoenas, the service thereof upon witnesses, and the per diem fees and mileage of witnesses required by the court to attend or testify before any such grand jury, shall be paid by the proper county, or taxed and paid as other costs on the part of the Commonwealth, in any criminal prosecution which may arise out of such investigation, where the testimony of the witness is material in the support of the charge contained in the indictment therein, as the district attorney, subject to the approval of the court, may authorize and direct.

APPROVED—The 7th day of May, A. D. 1907.

EDWIN S. STUART.

No. 129.

AN ACT

Authorizing municipal corporations, owning their own water systems, to relocate roads destroyed by overflow of reservoirs, or otherwise, and to acquire land to preserve water-supply from contamination.

Section 1. Be it enacted, &c., That whenever any municipal corporation in this Commonwealth shall supply water to the public, shall have found, or shall find, it necessary, in storing water, to occupy and flow with water portions of any turnpike or any public road in this Commonwealth, or where any public road now leads into, crosses over or through any reservoir used for the storing of water, the said municipality shall cause the same to be reconstructed forthwith, at its own proper expense, on a favorable location and in as perfect a manner as the original road. and for such purpose are authorized to condemn land for that purpose whenever an agreement as to price cannot be had with the owners. And after such change is made, such municipality shall file in the court of quarter sessions of the proper county a map or plan showing such change of road, and shall furnish to the supervisors or other public authorities of the township or municipal corporation a copy of such map and the changes made.

Municipal corporations owning water systems.

Relocation of roads destroyed by overflow, etc.

Condemnation of land.

Map shall be filed.

Section 2. That any such municipality shall be and is hereby empowered to acquire and hold, by purchase or condemnation, such lands, along and contiguous to the streams of water or reservoirs from which water is taken for public use, as may be necessary to preserve them from contamination: Provided, That no land shall be taken for the uses mentioned in this act until just compensation shall have been made for property taken, injured, or destroyed, which shall be paid or secured before such taking, injury or destruction.

Acquiring of lands to prevent contamination.

Provided.

Compensation.

Section 3. The damages incurred in changing the location of any turnpike or public road, as authorized by this act, shall be ascertained and paid by such municipality, in the same manner as is provided for in regard to the taking of lands, waters, materials, property, and franchises for public purposes, as now provided by law.

Damages.

APPROVED—The 7th day of May, A. D. 1907.

EDWIN S. STUART.

No. 130.

AN ACT

To amend section one of an act, entitled "An act empowering boroughs of this Commonwealth, without petition of property owners, to grade, pave, curb, macadamize, and otherwise improve public streets, or parts thereof, when said streets, or parts thereof, do not exceed five hundred feet in length and connect two streets theretofore paved and improved, and providing for the payment and collection of the costs, damages, and expenses thereof," approved May thirty-first, Anno Domini one thousand eight hundred and ninety-seven, by increasing the length of street so be improved to one thousand feet.

Boroughs.

Section 1. Be it enacted, &c., That section one of an act, entitled "An act empowering boroughs of this Commonwealth, without petition of property owners, to grade, pave, curb, macadamize, and otherwise improve public streets, or parts thereof, when said streets, or parts thereof, do not exceed five hundred feet in length and connect two streets theretofore paved and improved, and providing for the payment and collection of the costs, damages, and expenses thereof," and approved May thirty-first, Anno Domini one thousand eight hundred and ninety-seven, which reads as follows:—

Section 1, act of
May 31, 1897, cited
for amendment.

"Section 1. Be it enacted, &c., That all boroughs in this Commonwealth shall have power, without petition of property owners, to grade, pave, curb, macadamize, and otherwise improve public streets, or parts thereof, when said streets, or parts thereof, do not exceed *five hundred* feet in length, and connect two streets, or parts of a street, theretofore paved and improved: Provided, The ordinance authorizing and directing such improvement shall be adopted and enacted by an affirmative vote of three-fourths of the members-elect comprising the councils of the said borough, and shall be approved by the burgess thereof. No such ordinance shall be finally adopted and enacted in less than thirty days from the date of its introduction, and in the meantime copies of said ordinance shall be published in a newspaper in said borough, or circulating therein, once a week for two weeks, and by at least five handbills, posted along the proposed improvement ten days before the final passage in council thereof of such ordinance," be and the same is hereby amended so as to read as follows:—

Grading, paving,
etc.
Length of streets,
etc.

Section 1. Be it enacted, &c., That all boroughs in this Commonwealth shall have power, without petition of property holders, to grade, pave, curb, macadamize, and otherwise improve public streets, or parts thereof, when said streets, or parts thereof, do not exceed *one thousand* feet in length, and connect two streets, or parts of a street, theretofore paved and

improved: Provided, The ordinance authorizing and directing such improvements shall be adopted and enacted by an affirmative vote of three-fourths of the members-elect comprising the councils of the said borough, and shall be approved by the burgess thereof. No such ordinance shall be finally adopted and enacted in less than thirty days from the date of its introduction, and, in the meantime, copies of said ordinance shall be published in a newspaper in said borough, or circulating therein, once a week for two weeks, and by at least five handbills, posted along the proposed improvement ten days before the final passage in council of such ordinance.

Proviso.

Adoption of ordinance.

Publication, etc.

APPROVED—The 7th day of May, A. D. 1907.

EDWIN S. STUART.

No. 131.

AN ACT

Authorizing and requiring the county auditors in the several counties of this Commonwealth to publish their annual report of the accounts of the several officers whose accounts it is the duty of said county auditors to examine and settle; providing the manner of publication of said auditors' report, and providing for the payment of publication of said auditors' report by said county thereof.

Section 1. Be it enacted, &c., That from and after the passage of this act, it shall be the duty of the county auditors of the respective counties of this Commonwealth to publish their annual report, such as by law is required or shall hereafter be required of them to be made and filed in the court of common pleas of their respective county, relating to the accounts of the several officers which by law said county auditors are or may be required hereafter to adjust and settle. Said auditors' report, or statement, shall be prepared and placed in the printer's hands, for publication, within ten days after being filed in the court of common pleas; and shall be published for three successive weeks in at least two weekly newspapers of the respective county, one of which papers shall be politically of a minority party. That the expense of the publication of said auditors' report shall be paid by the county commissioners, out of the funds of the respective county of which the said report concerns.

County auditors' report.
Publication of.

Manner of publication.

Expense.

Section 2. That all laws and parts of laws inconsistent with this act are hereby repealed.

Repeal.

APPROVED—The 7th day of May, A. D. 1907.

EDWIN S. STUART.

AN ACT

To amend section one of "An act providing for necessary medical attention to needy persons who may be in danger of suffering from hydrophobia," approved the thirty-first day of March, Anno Domini one thousand nine hundred and five, so as to include all persons who may apply for aid, and providing that the cost of such medical attention shall be paid by the several poor-districts within this Commonwealth.

Poor-districts.

Hydrophobia.

Section 1, act of March 31, 1906, cited for amendment.

Section 1. Be it enacted, &c., That section one of "An act providing for necessary medical attention to persons who may be in danger of suffering from hydrophobia," approved the thirty-first day of March, Anno Domini one thousand nine hundred and five, which reads as follows:—

"Section 1. Be it enacted, &c., That in each and every county of this Commonwealth it shall be the duty of the proper officers of the several poor-districts, in such counties, to provide all *needy* persons, in their said several districts, who may be bitten by dogs suffering from hydrophobia, or rabies, with the proper medical attention to prevent the development of the disease in the person or persons so bitten, which medical attention may include the treatment known as the Pasteur treatment," be altered and amended so as to read as follows:—

Medical attention.

Section 1. Be it enacted, &c., That in each and every county of this Commonwealth it shall be the duty of the proper officers of the several poor-districts, in such counties, at the expense of such poor-districts, respectively, *to provide all persons who may apply for aid* in their said several districts, who may be bitten by dogs or *other animals* suffering from hydrophobia, or rabies, with the proper medical attention to prevent the development of the disease in the person or persons so bitten, which medical attention may include the treatment known as the Pasteur treatment.

APPROVED—The 7th day of May, A. D. 1907.

EDWIN S. STUART.

AN ACT

Making an appropriation for the completion and equipment of the unfinished agricultural building, and for the payment of deficiencies in maintenance, necessary improvements, and repairs in the various departments of The Pennsylvania State College.

The Pennsylvania State College.
Appropriation.

Section 1. Be it enacted, &c., That the following sums be and are hereby appropriated, to be paid June

first, nineteen hundred and seven, or as soon as needed thereafter, by the State Treasurer, to the trustees of The Pennsylvania State College, on the warrant of the Auditor General, out of any moneys in the treasury not otherwise appropriated:—

For the completion and equipment of the agricultural building, now partially constructed, the sum of eighty-five thousand dollars. Building.

For a tunnel, constructed for the purpose of conveying the steam-pipes, the electric light wires, et cetera, from the heat, light and power plant to the group of agricultural buildings, supplied and to be supplied by the same, the sum of twenty-four thousand one hundred and sixty-nine dollars and sixty cents. Tunnel.

For the payment of deficiencies for heat, light, power and water, up to and including the year ending May thirty-first, one thousand nine hundred and seven, the sum of twenty-one thousand three hundred and eighteen dollars and seventy-nine cents. Deficiencies.

For deficiencies in the maintenance of the library, for the two consecutive years ending May thirty-first, one thousand nine hundred and seven, the sum of two thousand three hundred and twelve dollars and seventy-four cents.

For deficiencies in the maintenance of the military department, for the two consecutive years ending May thirty-first, one thousand nine hundred and seven, the sum of one thousand five hundred and ninety-five dollars and twenty-four cents.

For deficiencies in the appropriation for the maintenance of and repairs to buildings, and for the care of the campus, for the consecutive years ending May thirty-first, one thousand nine hundred and seven, the sum of nine thousand three hundred and seventy-three dollars and ninety-three cents.

For deficiencies in the funds needed for the payment of salaries, for the two years ending May thirty-first, one thousand nine hundred and seven, the sum of twenty-four thousand four hundred and fifty-three dollars and eighty-two cents.

For a deficiency in the appropriation of funds to pay for necessary additions to machinery and equipment for the departments of mechanical, civil, electrical, and mining engineering, for the two consecutive years ending May thirty-first, one thousand nine hundred and seven, the sum of five thousand six hundred dollars.

For a deficiency in the appropriation of funds to pay for necessary improvements to the power-house, including repiping, replacing and rearrangement of stokers, the sum of two thousand two hundred and forty dollars.

For a deficiency in funds to pay insurance, due prior to June first, one thousand nine hundred and seven.

the sum of one thousand and six dollars and eighty-eight cents.

For a deficiency arising from necessary expenditures for the equipment of the school of mines and metallurgy, the sum of two thousand four hundred and fifty-nine dollars and ninety-two cents.

APPROVED—The 7th day of May, A. D. 1907.

EDWIN S. STUART.

No. 134.

AN ACT

Supplementary to an act, entitled "An act authorizing the condemnation of turnpikes, roads, or highways, heretofore or hereafter constructed, wholly or in part, in any county of this Commonwealth, for public use, free from tolls, and toll-gates, and the assessment upon the proper county of the damages to which the owner or owners thereof may be entitled, by a jury of viewers duly appointed by the court of quarter sessions of the proper county, and providing for the maintenance of any such condemned turnpike, road, or highway by the proper city, township, or district," approved the second day of June, Anno Domini one thousand eight hundred and eighty-seven; authorizing the court of quarter sessions of the proper county, upon petition, to appoint a second or subsequent jury of viewers, after the lapse of five years from the final confirmation of an adverse report of a former jury of viewers.

Turnpikes, roads,
or highways.

Condemnation
proceedings.

Adverse report.

Petition.

Jury of view.

Section 1. Be it enacted, &c., That whenever a jury of viewers, heretofore or hereafter appointed by the court of quarter sessions of the proper county, under the provisions of an act of Assembly of this Commonwealth, entitled "An act authorizing the condemnation of turnpikes, roads, or highways, heretofore or hereafter constructed, wholly or in part, in any county of this Commonwealth, for public use, free from tolls and toll-gates, and the assessment upon the proper county of the damages to which the owner or owners thereof may be entitled, by a jury of viewers duly appointed by the court of quarter sessions of the proper county, and providing for the maintenance of any such condemned turnpike, road, or highway by the proper city, township, or district," approved the second day of June, Anno Domini one thousand eight hundred and eighty-seven, has reported against the condemnation of such turnpike, road, or highway, and such report has been finally confirmed by the said court, it shall be the duty of the said court, at any time after the lapse of five years from the date of the final confirmation of any such last preceeding adverse report, upon petition of twenty-five or more resident taxpayers of said county, to appoint a second or subsequent jury of viewers, including a master and stenographer, as provided in said act, whereupon the same

proceedings shall be had for the condemnation of said turnpike, road, or highway, and the assessment of damages therefor, and all sub-proceedings therein, as is provided in said act to which this is a supplement. Procedure.

APPROVED—The 7th day of May, A. D. 1907.

EDWIN S. STUART.

No. 135.

AN ACT

To enable local registrars of vital statistics, and their deputies, to administer the oath or affirmation of undertakers.

Section 1. Be it enacted, &c., That local registrars of vital statistics, and their deputies, be and are hereby authorized to administer, when the same may be required, the oath or affirmation of undertakers, relating to the method of preparation of bodies intended for shipment by common carrier, or those dead of certain communicable diseases, the same to be administered without the payment of any fee. Registrars of vital statistics.

Oath or affirmation of undertakers.

APPROVED—The 7th day of May, A. D. 1907.

EDWIN S. STUART.

No. 136.

AN ACT

To repeal section four of an act, entitled "An act relative to county auditors, and for other purposes," approved April ninth, one thousand eight hundred and forty.

Section 1. Be it enacted, &c., That section four of an act, approved April ninth, one thousand eight hundred and forty, entitled "An act relative to county auditors, and for other purposes," which section four reads as follows:— Dauphin county.

County auditors.

"Section 4. That from and after the passage of this act, the county auditors of the county of Dauphin, in addition to the pay allowed them by law, shall be allowed six cents and one-quarter of a cent for each mile, circular, necessarily traveled in the execution of the duties of their office," be and the same is hereby repealed. Section 4, act of April 9, 1840, cited for repeal.

APPROVED—The 7th day of May, A. D. 1907.

EDWIN S. STUART.

No. 137.

AN ACT

Making an appropriation to pay the fees and expenses of a commission to inquire into the alleged insanity of August Trautwein, convicted of murder in the first degree in the court of oyer and terminer in Armstrong county, at number one, December term, one thousand nine hundred and three.

Appropriation.

Commission.

Section 1. Be it enacted, &c., That the sum of two hundred and ten dollars be appropriated, out of the money in the State Treasury not otherwise appropriated, for the purpose of paying the fees and expenses of a commission to inquire into the alleged insanity of August Trautwein, convicted of murder in the first degree in the court of oyer and terminer in Armstrong county, at number one, December term, one thousand nine hundred and three, and that said sum be paid to the following persons, in the following amounts: To Henry A. Hutchinson, Medical Doctor, seventy-five dollars; Theodore Diller, Medical Doctor, seventy-five dollars; J. W. King, attorney, fifty dollars; Edith Warnock, stenographer, ten dollars.

APPROVED—The 7th day of May, A. D. 1907.

EDWIN S. STUART.

No. 138.

AN ACT

Authorizing the Antietam Battlefield Commissioners to use an unexpended balance of four hundred and thirty-four dollars and fifty-three cents, or so much thereof as may be necessary, for the purchase of ground in the rear of the monuments erected by the said commissioners on September seventeen, one thousand nine hundred and six, under an act (three hundred and fifty-four) of the Legislature approved the eleventh day of May, one thousand nine hundred and five.

Whereas.

Whereas, The sum of twelve hundred dollars having been appropriated by the Legislature to the Antietam Battlefield Commissioners, for the expenses of the Commission, and the said Commissioners have on hand an unexpended balance of four hundred and thirty-four dollars and fifty-three cents, request that authority be given the said Commissioners, Alexander F. Nicholas, of Philadelphia, and John A. Wiley, of Franklin, to use the said balance of four hundred and thirty-four dollars and fifty-three cents for the purpose of purchasing additional land in the rear of said monuments, in order to improve the location of said monuments and prevent any encroachment on said land:—

Section 1. Be it enacted, &c., That the Antietam Battlefield Commission, appointed under an act (three hundred and fifty-four) of the Legislature, approved the eleventh day of May, one thousand nine hundred and five, be authorized to use an unexpended balance of four hundred and thirty-four dollars and fifty-three cents, now in their hands, for the purpose of purchasing additional land in the rear of the monuments erected by said Commissioners on the seventeenth day of September, one thousand nine hundred and six, to the third, fourth, seventh, and eighth regiments of Pennsylvania Reserves, said land being necessary to improve the appearance of the monuments and prevent encroachments.

Antietam Battle-
field Commission.

Appropriation.

Unexpended bal-
ance.

APPROVED—The 7th day of May, A. D. 1907.

EDWIN S. STUART.

No. 139.

AN ACT

To provide revenue by imposing a license-tax on all stock brokers, bill brokers, note brokers, exchange brokers, merchandise brokers, factors or commission merchants, real estate brokers and agents, and pawnbrokers, whether persons, firms, limited partnerships, or corporations; providing for the collection of said tax, and imposing certain duties on county treasurers and mercantile appraisers.

Section 1. Be it enacted, &c., That from and after the passage of this act, all brokers, whether stock brokers, bill brokers, note brokers, exchange brokers, merchandise brokers, factors or commission merchants, real estate brokers and agents, or pawnbrokers, whether persons, firms, limited partnerships, or corporations, shall pay an annual license-tax to this Commonwealth upon his, their, or its gross annual receipts from commissions and other earnings, in the transaction of his, their, or its business, as follows; namely: Ten dollars by those whose gross annual receipts are less than five thousand dollars; twenty-five dollars by those whose gross annual receipts are five thousand dollars, or in excess thereof and less than ten thousand dollars; fifty dollars by those whose gross annual receipts are ten thousand dollars, or in excess thereof and less than twenty thousand dollars; one hundred dollars by those whose gross annual receipts are twenty thousand dollars and upwards.

License-tax.

Rates.

Section 2. Every person, firm, limited partnership, or corporation, whose business or occupation, or one of whose businesses or occupations, is set forth in one of the following clauses, shall, for the purpose of this

Classification of
business.

act, be considered as being engaged in the business or occupation designated in the said clause:—

Stock brokers.

a.—Stock brokers are those who, whether members or not members of a stock exchange, buy or sell, for a commission or other compensation, stock, bonds, debentures, scrip, certificates of indebtedness, or other obligations of any person, firm, association, limited partnership, corporation, municipality or government, or investment or other securities of any character whatsoever.

Bill and note brokers.

b.—Bill and note brokers are those who buy and sell promissory notes, or advance money on mercantile accounts.

Exchange brokers.

c.—Exchange brokers are those who buy or sell inland or foreign bills of exchange.

Merchandise brokers.

d.—Merchandise brokers are those who, for a commission or other compensation, make contracts of sale or purchase of personal property for others.

Factors or commission merchants.

e.—Factors or commission merchants are those who receive consignments of personal property, to be sold for a commission or other compensation.

Real estate brokers and agents.

f.—Real estate brokers and agents are those who buy, sell, or rent real estate, or collect rent therefrom, or negotiate loans upon real estate security, for a commission or other compensation.

Pawnbrokers.

g.—Pawnbrokers are those engaged in the business of receiving property in pledge, as a security for money or other thing advanced to the pawner or pledger.

Return blanks.

Section 3. The Auditor General shall prepare and have printed proper blanks, to be distributed by the mercantile appraisers in every county to said brokers, agents, and factors, as aforesaid. Said blanks shall require such information as may be necessary in arriving at the gross annual receipts from commissions and other earnings by the said brokers, agents, and factors, during the calendar year preceding that for which a license is required. Every broker, agent, or factor subject to the provisions of this act shall be required to make oath or affirmation as to the correctness of the return so made. For a false oath made by any person to such return, the one so falsely swearing shall be guilty of the crime of perjury, and shall, upon conviction, be subject to the punishment provided by law for such offense.

Oath.

Perjury.

Affidavit.

Failure or neglect.

Section 4. It shall be the duty of each broker, agent, and factor to fill up the blank, prepared as aforesaid by the Auditor General, and return the same to the mercantile appraiser of the proper county within ten days of the receipt thereof, with an affidavit certifying to the correctness of the return so made. If any broker, agent, or factor fails or refuses to make a return as required by this act to the mercantile appraiser, when requested so to do, it shall be the duty

of the mercantile appraiser to assess him or it with the maximum license-tax provided for by this act. A certified copy of said assessment shall be forwarded to the said broker, agent, or factor, which assessment when so made shall be final and conclusive, and without appeal; and the said broker, agent, or factor, so assessed, shall not be permitted, in any action brought to recover said assessment, to deny the correctness thereof.

Maximum li-
cense tax.
Certified copy of
assessment.

Section 5. The mercantile appraiser or his duly authorized deputy shall visit the store, office or other place of business of every broker, agent, and factor, and, at the time of such visit, require each broker, agent, and factor to make a return, under oath or affirmation, of his, their, or its gross annual receipts from commissions or other earnings in the transaction of his, their, or its business during the preceding calendar year; and the appraiser, or any deputy appointed by him, is hereby empowered to administer an oath or affirmation for that purpose. The basis of assessment shall be the gross receipts and earnings during the previous calendar year; except where no business was transacted by said broker, agent, or factor during said previous year, when he, they, or it shall be liable for the minimum license-tax of ten dollars. If the mercantile appraiser is dissatisfied with the return so made by the said broker, agent, or factor, he shall ascertain and assess the said license-tax according to such sum as, in his best judgment, he believes to be correct. He shall also leave a written or printed notice, to be prepared and furnished by the Auditor General, specifying the amount of the license money to be paid by such person to the Commonwealth, and also when and where an appeal will be held as required by law. Any broker, agent, or factor who is dissatisfied with the assessment so made shall have the right of appeal to the mercantile appraiser and county treasurer in all counties, except where there is a board of mercantile appraisers, in which case the board shall hear all appeals. If the broker, agent, or factor is still dissatisfied with the finding of the mercantile appraiser and county treasurer, or board of appraisers, he, they, or it shall have the right of appeal to the court of common pleas of the proper county, within ten days; which appeal shall set forth the date and amount of such assessment, the date of the decision of the appeal board, and the facts in detail relied upon to obtain a reversal of said decision. The appellant shall, within five days after taking said appeal, serve upon the county treasurer and the mercantile appraiser, or board of appraisers, copies of his said appeal, including the court, term, and number of the case in which the appeal is taken. Upon failure to comply with any of the provisions of this section,

Official visits.

Return.

Oath.

Basis of assess-
ment.

Notice as to
amount.

Appeals.

Service of copies
of appeals.

in whole or in part, said appeal shall, upon motion, be stricken off. The burden of proof upon such appeal shall be upon the appellant. If any person fails to attend the said appeal before the mercantile appraiser and county treasurer, or board of mercantile appraisers, or the court, he shall not thereafter be permitted, in a suit for the recovery of said license-tax, to set up a defense either that he is not a broker, agent, or factor, or any other ground of defense which might have been heard and determined either by said mercantile appraiser and county treasurer, board of appraisers, or the court of common pleas, on appeal, as aforesaid.

Duty of county
treasurers.

Proviso.

Section 6. It shall be the duty of every county treasurer to sue for the recovery of all licenses, duly returned to him by the mercantile appraiser, if not paid on or before the first day of July in each and every year, within thirty days after that date: Provided, however, That if said county treasurer is satisfied that said license-tax cannot be collected, he shall make a report to the Auditor General of all the facts connected with the case, and the Auditor General, upon investigation, may exonerate him from the payment of said tax, and in all such cases suit shall not be brought.

Non-payment.
Penalty.

Treasurer's
monthly state-
ment.

Section 7. If for any reason the tax, as aforesaid, is not paid on or before the first day of July in each year, a penalty of ten per centum of the amount of said tax shall be added and collected by the county treasurer, as aforesaid. Where suit is brought for the recovery of any such license-tax, the said broker, agent, or factor shall be liable for, and it shall be the duty of the county treasurer to collect in addition to the license-tax assessed against such broker, a penalty of fifty per centum of the amount of said license-tax, so assessed. The county treasurer shall, at the expiration of each month, forward to the State Treasurer the amount of said license-tax received by him, including said penalties, as aforesaid.

Certified list.

Section 8. It shall be the duty of every mercantile appraiser, or board of mercantile appraisers in the counties where such board exists, on or before the first day of May in each year, to certify to the county treasurer a correct list of all persons assessed, giving the names and business addresses of the brokers, agents, and factors so returned, and the amount of license due by each. This list shall be kept by the county treasurer in collecting said license-taxes. After appeals have been heard, and exonerations have been made, the corrected list shall be certified by the county treasurer to the Auditor General on or before the first day of January in each and every year.

Section 9. Every broker having more than one place

of business shall take out a license for each and every such separate place of business.

Section 10. The rate of commission allowed county treasurers for their services in collecting license-taxes as aforesaid, shall be the same as in the case of mercantile licenses. In addition to the license-tax, as aforesaid, each broker shall be required to pay to the county treasurer a fee of one dollar, and to the mercantile appraiser a fee of seventy-five cents.

Treasurers' commission.

Fees.

Section 11. The license-tax herein provided for shall be in lieu of all license-taxes heretofore required by law to be paid, for the use of the Commonwealth, by said brokers, including a tax of one per centum upon the gross receipts of stock brokers, bill brokers, exchange brokers, and merchandise brokers, imposed by the first section of the act of the thirteenth day of June, Anno Domini nineteen hundred and one.

In lieu of all other license taxes.

Section 12. All acts or portions of acts inconsistent herewith be and the same are hereby repealed, except as to pending cases and assessments made thereunder.

Repeal.

APPROVED—The 7th day of May, A. D. 1907.

EDWIN S. STUART.

No. 140.

A JOINT RESOLUTION

For the appointment of a commission by the Governor of this Commonwealth, for the purpose of amending, revising, and collating the laws touching upon the public schools of this State, and for the further purpose of suggesting new legislation for the welfare of said schools, and an appropriation to meet the expenses of the said Commission.

Section 1. Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania, in General Assembly met, That the Governor of this Commonwealth be and is hereby authorized and required to appoint seven competent citizens, of whom the State Superintendent of Public Instruction shall be one, as Commissioners to revise, collate, and digest all the acts and statutes relating to or touching the laws of the public schools of the Commonwealth.

School laws

Commission.

Digest.

Section 2. That the duties of the said Commissioners shall be to collate and reduce into one act all the acts and statutes, and parts of acts and statutes, relating to or touching public schools of this Commonwealth; and arrange the same systematically, under proper titles, divisions, and sections. To omit, in such revisions, all acts and parts of acts that have been repealed or supplied by subsequent acts, or which have expired; and to prepare and submit such bills

Duties of Commissioners.

nect with the administration office in the main building.

Paving.

The sum of ten thousand dollars, or so much thereof as may be necessary, to complete the paving already commenced, and to extend the same to the new buildings now in course of construction.

Sewer.

The sum of five thousand dollars, or so much thereof as may be necessary, for the construction of a sewer along the south side of the main Hospital building and to connect with the main sewer.

Dynamos.

The sum of ten thousand dollars, or so much thereof as may be necessary, for the installing of two additional dynamos, to accommodate the new Hospital buildings now in course of completion.

Hospital buildings.

The sum of one hundred and twenty thousand dollars, or so much thereof as may be necessary, for the erection of two Hospital buildings, one for men and one for women, to correspond with those now in course of construction, and to accommodate one hundred patients each. This sum to include the furnishing of said buildings.

Baths.

The sum of two thousand five hundred dollars, or so much thereof as may be necessary, for the installment of hydrotherapeutic apparatus for Turkish baths.

Piggery.

The sum of six thousand dollars, or so much thereof as may be necessary, for the erection of a piggery.

Pumps.

The sum of twenty thousand dollars, or so much thereof as may be necessary, for the erection of a new water pumping system.

Warehouse, etc.

The sum of three thousand dollars, or so much thereof as may be necessary, for the erection of a warehouse, and platform for loading and unloading cars, at siding on hospital farm.

Roads.

The sum of seven thousand dollars, or so much thereof as may be necessary, for the purpose of macadamizing roads, up to the main hospital.

Lands.

The sum of ten thousand dollars, or so much thereof as may be necessary, for the purchase of an additional lands for hospital purposes.

Tunnels.

The sum of seven thousand dollars, or so much thereof as may be necessary, for the purpose of constructing tunnels from the main building to each of the north and south annexes and infirmary building.

Plans, etc.

The plans and specifications of the said hospital buildings to be under the supervision of the board of trustees of said Hospital, and approved by the State Board of Public Charities, and shall be of the best design for the construction of said buildings, without expensive architectural adornments, and as nearly fire-proof as possible, and no change to be made in said plans of construction or specifications without the consent of the State Board of Public Charities.

Said appropriations to be paid in accordance with

the provisions of the act of Assembly, approved March fifteenth, one thousand eight hundred and ninety-nine.

APPROVED—The 8th day of May, A. D. 1907.

EDWIN S. STUART.

No. 144.

AN ACT

Authorizing and requiring the Superintendent of Public Instruction to use the return of the number of children between six and sixteen years of age in the several school districts in each county, now required to be made by the county commissioners to the Superintendent of Public Instruction, by an act approved the eleventh day of July, Anno Domini nineteen hundred and one (Pamphlet Laws, page six hundred and sixty-two), as a basis for the distribution of one-third of the State appropriation to schools.

Section 1. Be it enacted, &c., That for the school year beginning on the first Monday of June, one thousand nine hundred and seven, and biennially thereafter, the Superintendent of Public Instruction is hereby authorized and required to use the return of the number of children between the ages of six and sixteen years of age in the several school districts in each county, now required to be made by the county commissioners to the Superintendent of Public Instruction, by an act approved the eleventh day of May, Anno Domini nineteen hundred and one (Pamphlet Laws, page six hundred and sixty-two), as a basis for the distribution of one-third of the State appropriation to schools.

Schools.

Return made by county commissioners to be basis for distribution of appropriation.

Section 2. All parts of acts inconsistent herewith are hereby repealed.

Repeal.

APPROVED—The 8th day of May, A. D. 1907.

EDWIN S. STUART.

No. 145.

AN ACT

Authorizing the corporate authorities of boroughs to expend not exceeding one-half of the annual appropriation for roads and streets, in curbing and paving or macadamizing any street, lane, or alley therein.

Section 1. Be it enacted, &c., That the corporate authorities of every borough of this Commonwealth shall have authority and may, in their discretion, expend not exceeding one-half of the annual appropriation for roads and streets, in curbing and paving or

Boroughs.

Expenditure in paving and curbing, or macadamizing.

Proviso.

macadamizing any street, lane, or alley, or part thereof, in such borough: Provided, That nothing contained in this act shall prevent the said authorities from making any of the said improvements as provided by existing laws.

APPROVED—The 8th day of May, A. D. 1907.

EDWIN S. STUART.

No. 146.

AN ACT

To further remove the disability of a wife in testifying in cases where the husband is a party.

Wife.

When a competent witness in action brought by husband.

Section 1. Be it enacted, &c., That in all civil actions brought by the husband, the wife shall be a competent witness in rebuttal, when her character or conduct is attacked upon the trial thereof, but only in regard to the matter of her character or conduct.

APPROVED—The 8th day of May, A. D. 1907.

EDWIN S. STUART.

No. 147.

AN ACT

Concerning building regulation and inspection in boroughs.

Boroughs.

Building regulations.

Plans, etc.

Inspection.

Fire-limit.

Public nuisance.

Ordinances validated.

Section 1. Be it enacted, &c., That to prevent the spread of fires and to secure structural and sanitary safety of the buildings within its limits, every borough shall have power, by ordinance, to establish general regulations for the construction of new buildings and the repair of old ones; and to require that, before work begins, municipal approval of plans and specifications therefor be secured; and to provide for inspection of such construction and repair, including the appointment of one or more building inspectors; to prescribe limits wherein none but buildings of incombustible materials and fire-proof roofs shall be erected or substantially reconstructed or removed thereinto; and to provide penalties for violation of such ordinance and building regulations. Any building erected, reconstructed, or removed, contrary to the provisions of any such ordinance, is declared to be a public nuisance, and abatable as such.

Section 2. All such building regulation and inspection ordinances, heretofore enacted by boroughs, are

hereby validated, as being lawfully within their police powers.

Section 3. All acts or parts of acts inconsistent herewith are hereby repealed.

Repeal.

APPROVED—The 8th day of May, A. D. 1907.

EDWIN S. STUART.

No. 148.

AN ACT

To amend an act, entitled "An act to amend the forty-sixth section of an act, approved the thirteenth day of June, Anno Domini one thousand eight hundred and thirty-six, entitled 'An act relating to roads, highways, and bridges,' authorizing the construction of bridges on the line of adjoining counties, or located within one-fourth of a mile from the county lines," approved the twenty-third day of April, Anno Domini one thousand nine hundred and three; so as to provide that nothing in this act shall prevent any county in this Commonwealth from erecting a bridge at any point wholly within the limits of said county, without any view or other proceeding whatsoever in any adjoining county.

Section 1. Be it enacted, &c., That the act of April twenty-third, one thousand nine hundred and three, entitled "An act to amend the forty-sixth section of an act, approved the thirteenth day of June, Anno Domini one thousand eight hundred and thirty-six, entitled 'An act relating to roads, highways and bridges,' authorizing the construction of bridges on the line of adjoining counties or located within one-fourth of a mile from the county lines," which reads as follows:—

Bridges.

"Section 46. Bridges over any river, creek, or rivulet, being on the line of adjoining counties, or located within one-fourth of a mile therefrom, and necessary for the accommodation of the inhabitants of both counties, shall be authorized in the manner provided in the case of other county bridges, except that the court of quarter sessions of each county shall appoint three of the viewers, and that a report as aforesaid be made to the said courts, respectively, and that the said court shall, together with the grand juries and commissioners of the respective counties, in all other respects have and exercise a concurrent jurisdiction therein," be and the same is hereby amended so as to read as follows:—

Section 46, act of June 13, 1836, as amended by act of April 23, 1903, cited for amendment.

Section 46. Bridges over any river, creek, or rivulet, being on the line of adjoining counties, or located within one-fourth of a mile therefrom, and necessary for the accommodation of the inhabitants of both counties, shall be authorized in the manner provided in the case of other county bridges, except that the

Bridges on line of adjoining counties, or within one-fourth mile therefrom.

Proviso.

Wholly within
limits of county.

court of quarter sessions of each county shall appoint three of the viewers, and that a report as aforesaid be made to the said courts, respectively, and that the said courts shall, together with the grand juries and commissioners of the respective counties, in all other respects have and exercise a concurrent jurisdiction and discretion therein: *Provided, however, That nothing herein contained shall prevent any county in this Commonwealth from erecting a bridge at any point wholly within the limits of said county, without any view, or other proceedings whatsoever, in any adjoining county.*

APPROVED—The 8th day of May, A. D. 1907.

EDWIN S. STUART.

No. 149.

AN ACT

To provide for the better protection and preservation of song and insectivorous birds, and other wild birds, and providing penalties for violation of its several provisions.

Wild birds, other
than game-birds.

Killing, wound-
ing, or posses-
sion of.

Proviso.

Unprotected
birds.

The law con-
strued.

Violations.

Section 1. Be it enacted, &c., That from and after the passage of this act, it shall be unlawful for any person in this Commonwealth, except as hereinafter provided for in this act, and as provided for in section four of the act of April twenty-second, Anno Domini one thousand nine hundred and five, entitled "An act to provide for the protection and preservation of game, game-quadrupeds and game-birds, and song and insectivorous and other wild birds," et cetera, to take, kill, wound, or have in possession, living or dead, any wild bird other than a game-bird, or to offer or expose the same for sale; or to transport or ship, or to attempt to transport or ship, from this Commonwealth, any of the wild birds, or parts thereof, protected by this act: *Provided, however, That the blue-jay, the English sparrow, the European starling, the kingfisher, coopers-hawk, sharpshinned hawk, goshawk, duck-hawk, pigeon-hawk, the great-horned owl, barred owl, the crow, and the raven shall not be protected by any law of this Commonwealth, and may be killed at any time. No law in this Commonwealth shall be construed to prevent the keeping of birds in cages, as domestic pets, that have been legally imported from foreign countries or from other States, or the offspring of such legally imported birds raised in captivity, so long as such birds are not of a kind found in a wild state within the limits of this Commonwealth; or to prevent the possession of the tanned or cured skin, or any part thereof, of any wild bird legally taken in*

this Commonwealth, or brought into this Commonwealth from any other country or State, in which the same was legally taken or from which the same was legally exported. Whoever shall offend against any provision of this section shall be liable to a penalty of ten dollars for each bird taken, killed, wounded, or had in possession, sold or offered for sale, or suffer imprisonment in the common jail of the county for a period of one day for each dollar of penalty imposed. Nothing in this act shall be construed to prevent the killing, within the Commonwealth, of a bird of any kind other than a game-bird, when such bird is found destroying or attempting to destroy fruits or berries, or other valuable property.

Fine.

Destructive birds.

Section 2. Except as provided for in section four of the before-cited act of April twenty-second, one thousand nine hundred and five, no person within this Commonwealth, for any purpose or reason whatever, shall take, or have in possession or under control, either the nest, or any egg found therein, of any wild bird protected by the laws of this Commonwealth, or shall intentionally interfere with or destroy any such nest or egg. Whoever shall offend against any provision of this section shall be liable to a penalty of ten dollars for each nest of a wild bird, other than a game-bird, either interfered with or destroyed; and shall be liable to a penalty of fifty dollars for each nest of a game-bird either interfered with or destroyed; or suffer imprisonment in the common jail for a period of one day for each dollar of penalty imposed.

Nests and eggs.

Violations.

Fine.

Section 3. The possession by any person within this Commonwealth of a living or dead bird of a kind protected by this act, or the possession of the fresh skin, or of any part thereof, or of the egg, of any such bird, shall be prima facie evidence that the same was taken or held contrary to the provisions of law, and shall render each person, in whose possession or under whose control the same shall have been found, liable to the penalties imposed for violation of some provision of this act.

Possession.

Prima facie evidence.

Section 4. Each and every magistrate, alderman, and justice of the peace in this Commonwealth shall have power of summary conviction in all matters pertaining to a violation of any provision of this act; and all prosecutions for violation of any of the provisions thereof, except where the defendant is taken in the act of violating the law or in pursuit immediately following such violation, shall be commenced by affidavit made within one year from the date of the commission of such offense; and each and every magistrate, alderman, and justice of the peace of this Commonwealth, on complaint made before him, by affidavit of any person, of a violation of any provision

Summary conviction.

Affidavit.

Warrant.

Hearing.

Disposition of
fines.Duty of county
treasurer.Refusal to pay
fine.

Penalty.

Commitment.

Proviso.

Acknowledgment
of offense.

Receipt.

of this act by any person, is authorized and required to issue his warrant, under his hand and official seal, directed to any constable or police officer or game protector, or other officer of the State whose duty it is to protect the game and wild birds of the State, and to cause such person to be brought before such magistrate, alderman, or justice of the peace, who shall hear the evidence and determine the guilt or innocence of the person charged; and if the accused be convicted of such offense, he shall be sentenced to pay the full penalty prescribed by the section violated, together with the costs of prosecution. All penalties collected in cases where the prosecutor is a game protector shall be immediately surrendered by the court receiving the same to the prosecutor, who in turn shall, as soon as may be, forward or deliver the same to the secretary of the Board of Game Commissioners, who shall at once deposit said money with the State Treasurer, for the use of the Commonwealth. Where any other than such game protector is the prosecutor, one-half of any penalty thus recovered shall belong to such prosecutor, and shall be surrendered to him, and the remaining one-half shall be forwarded to the treasurer of the county in which the offense was committed, together with a statement of the cause for which said money shall have been collected. It shall be the duty of the said county treasurer to keep a record of the cause for which any money thus returned to him may be collected, and to forward the fund thus arising, at least once a month, to the State Treasurer, at Harrisburg, for the use of the Commonwealth. Any defendant refusing to pay the penalty imposed, together with the costs of prosecution, shall be committed to the common jail of the county for a period of one day for each dollar of penalty imposed, unless he shall enter into good and sufficient recognizance, with one or more sureties, to answer such complaint, upon a charge of misdemeanor, before the court of quarter sessions of the peace in and for the county in which the offense was committed; which said court, upon the conviction of the defendant of such offense, and upon failure to pay the penalty imposed, together with the costs of prosecution, shall commit such defendant to the common jail of the county for a period of one day for each dollar of penalty imposed: Provided, That any person charged with a violation of any provision of this act, may, at his discretion, sign an acknowledgment of the offense committed, and pay to the duly appointed and sworn game protector or deputy game protector the penalty in full, as fixed by the section violated, with costs to that date; and the printed receipt given therefor, which in every instance shall bear the imprint of the seal of the Board of Game Commissioners and the signature of its sec-

retary, shall be evidence in full satisfaction of the offense therein named.

Section 5. All acts or parts of acts inconsistent with the provisions of this act are hereby repealed.

Repeal.

APPROVED—The 8th day of May, A. D. 1907.

EDWIN S. STUART.

No. 150.

AN ACT

To provide for the creation and maintenance of a reserve fund in all banks, banking companies, savings banks, savings institutions, companies authorized to execute trusts of any description and to receive deposits of money, which are now or which may hereafter be incorporated under the laws of this Commonwealth, and in all trust companies or other companies receiving deposits of money, which may have been heretofore or which may hereafter be incorporated under section twenty-nine of the act approved April twenty-ninth, one thousand eight hundred and seventy-four, entitled "An act for the creation and regulation of corporations," and the supplements thereto.

Section 1. Be it enacted, &c., That all banks, banking companies, savings banks, savings institutions, companies authorized to execute trusts of any description and to receive deposits of money, which are now or which may hereafter be incorporated under the laws of this Commonwealth, and all trust companies or other companies receiving deposits of money, which may have been heretofore or which may hereafter be incorporated under section twenty-nine of the act approved April twenty-ninth, one thousand eight hundred and seventy-four, entitled "An act for the creation and regulation of corporations," and the supplements thereto, are hereby required to create and maintain a reserve fund, which reserve fund in amount and manner shall be as follows:—

Reserve fund of banks, savings institutions, etc.

Section 2. Every such corporation, receiving deposits of money subject to check or payable on demand, shall, at all times, have on hand a reserve fund of at least fifteen per centum of the aggregate of all its immediate demand liabilities. The whole of such reserve fund may, and at least one-third thereof must, consist of either lawful money of the United States, gold certificates, silver certificates, notes or bills issued by any lawfully organized National Banking Association, or clearing-house certificates, representing specie or lawful money specially deposited for the purpose of any clearing-house association, held and owned by any such corporation as a member of a clearing-house association. One-third, or any part thereof, may con-

Companies receiving deposits subject to check.

Constituents of reserve fund.

sist of bonds of the United States, bonds of the Commonwealth of Pennsylvania, and bonds issued in compliance with law by any city, county, or borough of the Commonwealth of Pennsylvania, and bonds which now are or hereafter may be authorized by law as legal investments for savings banks or savings institutions in Pennsylvania, computed at their par value, and which bonds are the absolute property of such corporation. The balance of said reserve fund, over and above the part consisting of lawful money of the United States, gold certificates, silver certificates, notes and bills issued by any lawfully organized National Banking Association, or clearing-house certificates, representing specie or lawful money specially deposited for the purpose of any clearing-house association, held and owned by any such corporation as a member of a clearing-house association, and the part thereof consisting of bonds, not exceeding the limit above provided, may consist of moneys on deposit, subject to call, in any bank or trust company in the State of Pennsylvania which shall have been approved by the Commissioner of Banking, or in any bank or trust company in any other State, located in any city designated as a reserve city by or by virtue of the authority of the revised statutes of the United States and the amendments thereto, which shall have been approved by the Commissioner of Banking.

Companies receiving time deposits.

Constituents of reserve fund.

Section 3. Every such corporation, receiving deposits of money payable at some future time, shall, at all times, have on hand a reserve fund equal to at least seven and one-half per centum of all its time deposits. Such reserve fund may consist in part of lawful money of the United States, gold certificates, silver certificates, notes or bills issued by any lawfully organized National Banking Association, or of clearing-house certificates, representing specie or lawful money specially deposited for the purpose of any clearing-house association held and owned by any such corporation as a member of a clearing-house association, and in part of bonds of the United States, bonds of the Commonwealth of Pennsylvania, bonds issued in compliance with law by any city, county, or borough of the Commonwealth of Pennsylvania, or of bonds which are now or hereafter may be authorized by law as legal investments for savings banks or savings institutions of Pennsylvania, computed at their par value, and which bonds are the absolute property of such corporation; or it may consist of moneys on deposit, subject to call, in any bank or trust company in the State of Pennsylvania which shall have been approved by the Commissioner of Banking, or in any bank or trust company in any other State, located in any city designated as a re-

serve city by or by virtue of the authority of the revised statutes of the United States and the amendments thereto, which shall have been approved by the Commissioner of Banking: Provided, however, That not more than one-third of said reserve fund shall consist of bonds as aforesaid.

Proviso.

Section 4. "Immediate demand liabilities" shall include all deposits payable on demand, and all items in the nature of claims payable on demand; and "time deposits" shall include all other deposits not payable by the contract of deposit on demand.

"Immediate demand liabilities,"
"time deposits,"
defined.

Section 5. If the reserve fund of any such corporation shall be less than the amount required by this act, such corporation shall not increase its liability, or make purchases of any character otherwise than by dealing in bills of exchange, payable at sight; nor shall it make any dividend of profits until the full amount of the reserve fund required herein has been restored. The Commissioner of Banking shall notify any such corporation, whose reserve fund shall be below the amount herein required, to make good such reserve fund, and if such corporation shall fail, for thirty days after the receipt of such notification, to make good such reserve fund, such corporation may be proceeded against by the said Commissioner of Banking, for this cause, in the same manner as is provided in section nine of the act of eleventh February, eighteen hundred and ninety-five, entitled "An act creating a Banking Department, et cetera."

When reserve
fund is less than
amount legally
required.

Notice to corpo-
ration.

Section 6. This act shall take effect immediately, except that such reserve fund, above required, shall be created as follows: Three-fifths thereof within thirty days after this act shall have become a law, an additional fifth thereof on the first day of September, nineteen hundred and seven, and the final fifth thereof on the first day of January, nineteen hundred and eight; and thereafter the entire amount of such reserve fund must be, at all times, maintained and kept on hand as hereinbefore required.

Creation of fund.

APPROVED—The 8th day of May, A. D. 1907.

EDWIN S. STUART.

A SUPPLEMENT

To an act of Assembly of the Commonwealth of Pennsylvania, entitled "An act to provide for the incorporation and regulation of certain corporations," approved the twenty-ninth day of April, Anno Domini one thousand eight hundred and seventy-four, as the same has been supplemented by acts of Assembly of said Commonwealth, approved on the following dates; namely, sixteenth day of February, Anno Domini one thousand eight hundred and seventy-four; twenty-fourth day of May, Anno Domini one thousand eight hundred and eighty-one; twenty-ninth day of May, Anno Domini one thousand eight hundred and eighty-five; eleventh day of June, Anno Domini one thousand eight hundred and eighty-five; twenty-fifth day of June, Anno Domini one thousand eight hundred and eighty-five; ninth day of May Anno Domini one thousand eight hundred and eighty-nine; twenty-ninth day of May, Anno Domini one thousand eight hundred and ninety-five; twenty-sixth day of June, Anno Domini one thousand eight hundred and ninety-five; twenty-seventh day of June, Anno Domini one thousand eight hundred and ninety-five; second day of May, Anno Domini one thousand nine hundred and one; fourth day of June, Anno Domini one thousand nine hundred and one; twenty-first day of April, Anno Domini one thousand nine hundred and three, and seventeenth day of April, Anno Domini one thousand nine hundred and five; inter alia providing for the establishment and regulation of trust companies.

Trust companies.

Section 1. Be it enacted, &c., That in case of any distribution of the money, funds, property, or other assets whatsoever, of any trust company, by legal process or otherwise, distribution shall be made and preferred in the following order; namely:—

Distribution of assets.

Order.

First. To pay all deposits in the trust company.

Second. To the payment and discharge of all the remaining liabilities of such trust company or corporation.

Third. The residue, if any, shall be distributed to the shareholders of the trust company or corporation, according to their respective legal rights.

Proviso.

Provided, however, That all trust money and property shall be kept separate, as provided by said act as supplemented, as aforesaid, and distributed to the beneficiaries accordingly.

Repeal.

Section 2. All acts or parts of acts inconsistent with this act be and the same are hereby repealed.

APPROVED—The 8th day of May, A. D. 1907.

EDWIN S. STUART.

No. 152.

A JOINT RESOLUTION

Providing for the creation of a Commission to cooperate with the authorities of the States of New Jersey, New York, and Delaware in regard to the propagation, protection, and catching of sturgeon, shad, bass, perch, and other fish in the Delaware River; the adoption of concurrent laws relevant thereto by such States; and to cooperate with the authorities of the State of Maryland in regard to fish and fishing in the Susquehanna River, and the adoption of concurrent laws relevant thereto by such States; and to inquire in relation to the pollution of the waters of said rivers, and recommend legislation regulating and controlling the same; and making an appropriation for those purposes.

Whereas, By a joint resolution, approved March one, Anno Domini one thousand nine hundred and five, entitled "A joint resolution for the creation of a Commission for the purpose of cooperating with the authorities of the State of New Jersey in regard to the propagation of sturgeon, shad, bass, perch, and other fish, and the adoption of concurrent laws relevant thereto by both States," a Commission, composed of two members of the Senate, three members of the House, and the Commissioner of Fisheries, was appointed; and

Whereas.

Creation of a Commission to cooperate with the authorities of New York, New Jersey, Delaware, and Maryland in regard to propagation of fish, etc.

Whereas, Since the appointment of the Commission, a concurrent bill was agreed upon by the States of Pennsylvania and New Jersey, and passed by the Legislature of Pennsylvania at the session of nineteen hundred and five, which bill was disapproved by the Governor on the ground of supposed defects; and

Whereas.

Whereas, By compact between the States of New Jersey and Pennsylvania, made in seventeen hundred and eighty-four, it is necessary to have concurrent legislation in regard to fish and fishing in the waters of the Delaware River; and

Whereas, The States of New York, Delaware, and Maryland expressed a desire to cooperate, and have appointed Commissions to frame concurrent or similar legislation; and

Whereas, At said session of nineteen hundred and five, owing to the failure of the Senate resolution, extending the power, scope, and life of the Commission, for the purpose of cooperating with said States, to pass the House, on account of lack of time, the two thousand five hundred dollars appropriated for the purpose of said Commission, with extended powers, did not become available:—

Therefore be it resolved, By the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, That a Commission shall be created, consisting of two members of the Senate, to be appointed by the President pro tempore of the Senate; three members of the House, to be

The Commission, how composed.

Duties.

appointed by the Speaker, the present President pro tempore of the Senate, and the present Speaker of the House of Representatives, the Commissioner of Fisheries, and one person to be appointed by the Governor, who shall meet with the authorities or Commissions of the States of New York, New Jersey, Delaware, and Maryland, at such times and places as may be desirable, with a view to carry out the objects and purposes as hereinbefore set forth.

Appropriation.

That for the purpose of said Commission, the sum of five thousand dollars, or so much thereof as may be necessary, is hereby specifically appropriated, out of which any expenses of the Commission which was appointed under joint resolution, approved March one, Anno Domini one thousand nine hundred and five, shall be paid; and the aforesaid two thousand five hundred dollars shall revert to the State Treasury, as though never appropriated. Said amount to be paid on the warrant of the Auditor General, drawn in favor of the Chairman of said committee. The money hereby appropriated, by the provisions of this joint resolution, shall become available immediately.

APPROVED—The 8th day of May, A. D. 1907.

EDWIN S. STUART.

No. 153.

AN ACT

Providing that the assent of the State of Pennsylvania be given to an act of Congress, entitled "An act to provide for an annual increased appropriation for agricultural experiment stations, and regulating the expenditure thereof," approved March sixteenth, Anno Domini one thousand nine hundred and six, and designating The Pennsylvania State College as the institution, under the provisions of the act of Congress of February nineteenth, one thousand eight hundred and sixty-seven, to receive all appropriations made or to be made by Congress in accordance with the provisions of the act of Congress approved March sixteenth, one thousand nine hundred and six.

Preamble.

Whereas, An act of Congress, approved March sixteenth, one thousand nine hundred and six, providing for the more complete endowment and maintenance of agricultural experiment stations, in connection with the colleges established in the several States under the provisions of the act approved July second, one thousand eight hundred and sixty-two, commonly known as the "Land Grant Act," requires the States receiving the benefit of said act to signify their assent to the same; and

**The Pennsylvania
State College.**

Whereas, The Pennsylvania State College, by an act approved February nineteenth, one thousand eight hundred and sixty-seven, was designated to receive

the benefits of said act of Congress, or any supplement or supplements thereto, and is now maintaining an agricultural experiment station in the manner and in accordance with the conditions prescribed by said act of Congress, approved March sixteenth, one thousand nine hundred and six:—

Agricultural experiment station.

Section 1. Be it enacted, &c., That the assent of the Commonwealth of Pennsylvania is hereby given to said act of Congress, approved March sixteenth, one thousand nine hundred and six, with all its provisions and conditions; and The Pennsylvania State College is hereby designated as a proper institution, under the provisions of the act of February nineteenth, one thousand eight hundred and sixty-seven, to receive all appropriations made or to be made by Congress, in accordance with the provisions of the act approved March sixteenth, one thousand nine hundred and six, for the purpose of carrying into effect said act, or any supplement or supplements thereto.

Acceptance of act of Congress of March 16, 1906.

Section 2. That all acts or parts inconsistent herewith be and the same are hereby repealed; and the Secretary of the Commonwealth is hereby directed to forward a certified copy of this act to the Secretary of the Treasury of the United States.

Repeal, etc.

APPROVED—The 8th day of May, A. D. 1907.

EDWIN S. STUART.

No. 154.

AN ACT

To repeal an act empowering the courts of common pleas of this Commonwealth to authorize school directors to borrow money, approved April twenty-first, Anno Domini one thousand eight hundred and seventy-one, and validating bonds issued in non-compliance with said act

Section 1. Be it enacted, &c., That the act, approved April twenty-first, Anno Domini one thousand eight hundred and seventy-one, entitled "An act to empower the courts of common pleas of the Commonwealth to authorize school directors to borrow money," be and the same is hereby repealed.

School directors.

Act of April 21, 1871, cited for repeal.

Repeal.

Section 2. No bonds heretofore issued by the directors or controllers of any school district in this Commonwealth shall be deemed or held to be invalidated by reason of non-compliance with the provisions of said act.

Bonds not invalidated.

APPROVED—The 10th day of May, A. D. 1907.

EDWIN S. STUART,

No. 155.

AN ACT

To fix the salaries of the clerk, deputy clerk, court clerks, and employes in the office of the clerk of the court of oyer and terminer and quarter sessions of the peace, of any county of this Commonwealth having a population of one million or over.

Courts of oyer and terminer and quarter sessions of the peace.

Counties with a population of one million or over.

Salaries of clerks and employes.

Section 1. Be it enacted, &c., That from and after the first day of June, one thousand nine hundred and seven, the salaries, or compensation, of the clerk, deputy clerk, court clerks, and employes in the office of the clerk of the court of oyer and terminer and quarter sessions of the peace, of any county of this Commonwealth having a population of one million or over, shall be as follows:—

Clerk of the court of oyer and terminer and quarter sessions of the peace, at the rate of eight thousand dollars per annum; deputy clerk, thirty-five hundred dollars per annum; three court clerks, each, three thousand dollars per annum; three assistant court clerks, each, sixteen hundred dollars per annum; one record clerk, fifteen hundred dollars per annum; one license clerk, one fee clerk, one road clerk, each, fourteen hundred dollars per annum; one search clerk, two subpoena clerks, one assistant license clerk, one assistant road clerk, three assistant record clerks, one custodian of records, five miscellaneous clerks, and one stenographer, at the rate of twelve hundred dollars each, per annum; one assistant custodian of records and a messenger, each, at one thousand dollars per annum. Such salaries and compensation to be paid monthly by the treasurer of such county, according to existing laws.

Repeal.

Section 2. All laws or parts of laws inconsistent herewith are hereby repealed.

APPROVED—The 10th day of May, A. D. 1907.

EDWIN S. STUART.

No. 156.

AN ACT

Exempting certain real estate from the power of eminent domain as exercised by corporations incorporated under the laws of Pennsylvania.

Real estate.

Exemption from power of eminent domain, as exercised by corporations.

Section 1. Be it enacted, &c., That no corporation now incorporated under the laws of this State, or which shall hereafter be incorporated thereunder, shall exercise the right of eminent domain as against the land now occupied by any building which was used during the Colonial or Revolutionary period as a place

of assembly by the Council of the Colony of Pennsylvania, or by the Supreme Executive Council of the Commonwealth of Pennsylvania, or by the Congress of the United States; or as against the land now occupied by any fort, redoubt, or blockhouse erected during said Colonial or Revolutionary period; or as against any building used as headquarters by the Commander-in-chief of the Continental Army; or as against the site of any such building, fort, redoubt, blockhouse or headquarters, which said building, fort, redoubt, blockhouse or headquarters, or site thereof, is now or shall hereafter be preserved for its historic memories and associations, and not for private profit: **Provided,** That the said Colonial and Revolutionary period, as applied to the buildings, forts, redoubts, blockhouses or headquarters, or the sites thereof, as aforesaid, shall be taken as ended on the third day of September, Anno Domini one thousand seven hundred and eighty-three.

Section 2. All acts or parts of acts inconsistent herewith be and the same are hereby repealed.

APPROVED—The 10th day of May, A. D. 1907.

EDWIN S. STUART.

No. 157.

AN ACT

To provide for the establishing and maintenance of one or more sanatoria or colonies, in Pennsylvania, for the free care and treatment of indigent persons suffering from tuberculosis, and making an appropriation therefor.

Whereas, Tuberculosis by its widespread distribution throughout this Commonwealth is causing untold suffering and distress, is affecting the health and prosperity of our citizens, is draining the resources of individuals, and causing an appalling waste of human life; and

Whereas, Modern science has demonstrated the possibility of minimizing this disease by measures of education, sanitary supervision, isolation, and early medical treatment; and

Whereas, The Department of Health has one physician in each of sixty-six counties of the State, and is about to authorize a sufficient number of health officers to see that the present health laws, under the rules and regulations adopted by the Department of Health, are carried out, and thereby care for those suffering from communicable diseases which are not now cared for by the hospitals of this Commonwealth; and

Whereas, The Department, with a sufficient appropriation and its present equipment, will establish dispensaries for the free treatment of indigent persons affected with tuberculosis, for the dissemination of knowledge relating to the prevention and cure of tuberculosis, and for the study of social and occupational conditions that predispose to its development; and

Whereas, There are always thousands of indigent people in this Commonwealth who have contracted tuberculosis, whose homes, lodging-places, and means will not permit them to take advantage of the advice and education dispensed by the Department of Health, as outlined above; therefore,—

Sanatoria.

Treatment of tuberculosis.

Department of Health may erect and equip buildings.

Forestry reservations.

Appropriation.

Section 1. Be it enacted, &c., That one or more sanatoria or colonies be established in the State, for the reception and treatment of indigent persons affected with incipient tuberculosis, and those so far advanced with the same disease, that may be made comfortable, and removed from their families and the people at large to prevent the spread of the contagion.

For these purposes the Department of Health, with the approval of the Governor, shall be authorized to acquire property, erect buildings, equip the same, and do all things necessary to accomplish such work, for the best interests of the people of this Commonwealth, in curing and preventing tuberculosis.

Section 2. Be it further enacted, that, should the Department of Health and the Governor select one or two tracts of land, of not over five hundred acres each, within the boundaries of the State forestry reservations, that said land be set aside for such purpose.

For the purposes specified in this act, the sum of six hundred thousand dollars, or so much thereof as may be necessary, is hereby specifically appropriated, for the two fiscal years beginning June one, one thousand nine hundred and seven.

APPROVED—The 14th day of May, A. D. 1907.

EDWIN S. STUART.

No. 158.

AN ACT

To repeal an act, entitled "An act relating to the common schools of the city of Lancaster," approved the twenty-second day of January, Anno Domini one thousand eight hundred and fifty.

Lancaster county

Schools.

Section 1. Be it enacted, &c., That the following act of the General Assembly of the Commonwealth of Pennsylvania, namely, an act entitled "An act relating to the common schools of the city Lancaster," ap-

proved the twenty-second day of January, Anno Domini one thousand eight hundred and fifty, be and the same is hereby repealed.

Act of January
22, 1850, cited for
repeal.

APPROVED—The 14th day of May, A. D. 1907.

EDWIN S. STUART.

No. 159.

AN ACT

To repeal an act, entitled "An act to change the time and manner of electing school-directors in the city of Lancaster, and to define the qualifications of voters for the same," approved the sixteenth day of March, Anno Domini one thousand eight hundred and sixty-eight.

Section 1. Be it enacted, &c., That the following act of the General Assembly of the Commonwealth of Pennsylvania, namely, an act entitled "An act to change the time and manner of electing school-directors in the city of Lancaster, and to define the qualifications of voters for the same," approved the sixteenth day of March, Anno Domini one thousand eight hundred and sixty-eight, be and the same is hereby repealed.

Lancaster county

School directors.

Act of March
16, 1868, cited for
repeal.

Repeal.

APPROVED—The 14th day of May, A. D. 1907.

EDWIN S. STUART.

No. 160.

AN ACT

To amend section twelve of an act, entitled "An act providing a uniform method of electing certain party officers, and delegates to the State and National Conventions, and of making nominations for certain public offices; providing for the payment of the expenses of the same; making certain violations thereof misdemeanors, and prescribing penalties for the violation of its provisions," approved the seventeenth day of February, Anno Domini one thousand nine hundred and six.

Section 1. Be it enacted, &c., That section twelve of an act, entitled "An act providing a uniform method of electing certain party officers, and delegates to the State and National Conventions, and of making nominations for certain public offices; providing for the payment of the expenses of the same; making certain violations thereof misdemeanors, and prescribing penalties for the violation of its provisions," approved the seventeenth day of February, Anno Domini one thousand nine hundred and six, which reads as follows:—

Uniform pri-
maries.

Section 12, act
of February 17,
1906, cited for
amendment.

"Section 12. Candidates for offices of the Commonwealth, to be voted for by the electors of the State at large, shall be nominated by the State Conventions, for which delegates are elected in accordance with the terms of this act. The delegates who receive a plurality of the votes of the party electors at the Spring primary shall be the duly elected delegates to the State and National Conventions. *Said State Conventions shall be held not later than one week after the date of the primary, in accordance with the rules of the respective parties.*

"Candidates for nomination as provided herein, who receive a plurality of votes of any party at a primary meeting, shall be the candidates of that party, and it shall be the duty of the proper officers to print their names upon the official ballots, for use at the election, as is now or hereafter may be required by law.

"Candidates for party offices, who receive a plurality of the votes cast for such candidates, shall be the party officers of such party.

"In case of a tie, the candidates receiving the tie vote shall cast lots before the county commissioners or the Secretary of the Commonwealth, as the case may be, and the one to whom the lot shall fall shall be entitled to the nomination or election.

"Vacancies happening or existing after the date of the primary may be filled in accordance with the party rules, as is now or hereafter may be provided by law." he and the same is hereby amended to read as follows:—

Nominees of
State conventions.

Section 12. Candidates for offices of the Commonwealth, to be voted for by electors of the State at large, shall be nominated by the State Conventions for which delegates are elected in accordance with the terms of this act. The delegates who receive a plurality of the votes of the party electors at the Spring primary shall be duly elected delegates to the State and National Conventions.

Delegates.

Candidates for
nomination.

Candidates for nomination as provided herein, who receive a plurality of votes of any party at a primary meeting, shall be the candidates of that party, and it shall be the duty of the proper officers to print their names upon the official ballots, for use at the election, as is now or hereafter may be required by law.

Party officers.

Candidates for party offices, who receive a plurality of the votes cast for such candidates, shall be the party officers of such party.

In case of a tie
vote.

In case of a tie, the candidates receiving the tie vote shall cast lots before the county commissioners or the Secretary of the Commonwealth, as the case may be, and the one to whom the lot shall fall shall be entitled to the nomination or election.

Vacancies.

Vacancies happening or existing after the date of

the primary may be filled in accordance with the party rules, as is now or hereafter may be provided by law.

APPROVED—The 22d day of May, A. D. 1907.

EDWIN S. STUART.

No. 161.

AN ACT

To repeal the first section of an act, entitled "An act relative to fees of justices of the peace and constables in the county of Venango," approved the eleventh day of March, Anno Domini one thousand eight hundred and seventy.

Section 1. Be it enacted, &c., That the first section of an act, entitled "An act relative to fees of justices of the peace and constables in the county of Venango," approved the eleventh day of March, Anno Domini one thousand eight hundred and seventy, which reads as follows; namely, "That hereafter in all cases of appeals from the judgments of justices of the peace in the county of Venango, the party or parties appealing shall pay to the justice before whom the case was tried all his fees, and all the constable's fees in the case; and the said justice shall receipt on his record for said fees, so that it shall appear on the transcript, the same to abide the final determination of the case as all other costs thereon; and no appeal need be allowed by the justice until said fees are paid," be and the same is hereby repealed.

Venango county.

Fees of justices of the peace and constables.

Section 1, act of March 11, 1870, cited for repeal.

Repeal.

APPROVED—The 23d day of May, A. D. 1907.

EDWIN S. STUART.

No. 162.

AN ACT

Authorizing employers to pay to the wife, children, brother or sister, father or mother, boarding-house keeper, undertaker, nurse, or physician wages due a deceased employe.

Section 1. Be it enacted, &c., That from and after the passage of this act, it shall be lawful for any employer in this Commonwealth, at any time not less than thirty days after the death of his employe, to pay all wages due to such deceased employe to the wife, children, father or mother, sister or brother (preference being given in the order named) of the deceased employe, without requiring letters of administration to be issued upon the estate of said deceased

Employe, deceased.

To whom wages due may be paid by employer.

Proviso.

employe, where such wages due do not exceed seventy-five dollars in amount: Provided, however, That if such deceased employe shall not leave a wife, children, father, mother, sister, or brother surviving him, then it shall be lawful for said employer to pay the wages due such deceased employe to the creditors, as follows: Undertaker, physician, boarding-house keeper, and nurse, each his or her pro rata share of wages, not exceeding seventy-five dollars, due the deceased, upon affidavit of fact furnished, without letters of administration being issued.

Payment a full discharge.

Section 2. That the payment of such wages shall be a full discharge and release to the employer from the wages so due and paid.

Repeal.

Section 3. All acts or parts of acts inconsistent herewith be and the same are hereby repealed.

APPROVED--The 23d day of May, A. D. 1907.

EDWIN S. STUART.

No. 163.

AN ACT

To amend an act, approved the sixteenth day of March, Anno Domini one thousand nine hundred and five, entitled "An act permitting children, residing in school-districts in which no public high school is maintained, to attend a high school in some other district, located near their homes, and providing for the payment of cost of tuition and school-books," making clearer the reckoning of the cost of tuition and school-books, and the township or borough high school which said children may attend.

High schools.

Section 1, act of March 16, 1905, cited for amendment.

Section 1. Be it enacted, &c., That the first section of said act, which reads as follows:—

"Section 1. Be it enacted, &c., That children, residing in school-districts in which no public high school is maintained, may attend a high school in some other district, near their homes; provided the consent of the directors of the district in which said high school is located is first obtained; the cost of tuition and school-books, which shall not exceed that of the tuition and school-books of children in the same grades or courses in the districts maintaining such high school, shall be paid out of the moneys raised by taxation for public school purposes in the district in which said children reside: Provided. That, before admission to a high school, such pupil shall be examined, and found qualified for high school work, by the principal of such high school," be and the same is hereby amended so as to read as follows:—

Section 1. Be it enacted, &c., That pupils, residing in school-districts in which no public high school is

maintained, may attend during the entire term a high school in the *township or borough school-district* maintaining such high school, located nearest or most convenient to their homes; provided the consent of the directors of the district in which said high school is located be first obtained. The cost of tuition and school-books, which shall not exceed that of the tuition and school-books of all pupils, both resident and non-resident, pursuing studies in the same grades or courses in the district maintaining such high school, shall be paid to the district receiving such pupils, out of the moneys raised by taxation for public school purposes in the district in which said pupils reside. It shall be the duty of the district in which said children reside to pay the cost of tuition and school-books; and, upon their failure to do so, the same may be paid by the parent of such children, and by him collected as debts of like amount are now collectible by law. The directors or controllers in any district, wherein is located any public high school receiving State aid from any appropriation made specifically for the maintenance and support of such high schools, shall deduct their share of such appropriation from the total cost of tuition and text-books, of such school, before reckoning the cost per pupil in making bills for tuition to outside districts for their non-resident pupils: Provided, That before admission to a high school, such pupil shall be examined, and found qualified for high school work, by the principal of such high school, together with, or under the direction of, the county superintendent.

Attendance of
children from
adjacent
district.

Cost of tuition
and books.

How to be paid.

Estimate of cost.

Proviso.

APPROVED--The 23d day of May, A. D. 1907.

EDWIN S. STUART.

No. 164.

AN ACT

Empowering incorporated boroughs to pass such ordinance as may be necessary to regulate or prevent the erection of wooden dwelling-houses, shops, warehouses, stores, carriage-houses, stables, or other frame buildings within the limits of the borough.

Section 1. Be it enacted, &c., That from and after the passage of this act, the town council of all boroughs now incorporated in this Commonwealth, or that may hereafter be incorporated, are hereby authorized and empowered to pass such ordinance as may be necessary to regulate and prevent the erection of any wooden dwelling-houses, shops, warehouses, stores, carriage-

Boroughs.

Ordinance.

Erection of
wooden buildings.

houses, stables, or other frame tenement within the limit of the respective boroughs.

APPROVED--The 23d day of May, A. D. 1907.

EDWIN S. STUART.

No. 165.

AN ACT

To amend an act, entitled "An act to enable mining, manufacturing, and trading companies to wind up their affairs, after the expiration of their charters," approved the twenty-first day of May, Anno Domini one thousand eight hundred and eighty-one.

Corporations.

Section 1. Be it enacted, &c., That section one of an act, entitled "An act to enable mining, manufacturing, and trading companies to wind up their affairs, after the expiration of their charters," approved the twenty-first day of May, Anno Domini one thousand eight hundred and eighty-one, which reads as follows:—

Act of May 21,
1881, cited for
amendment.

"Section 1. That all corporations for mining, manufacturing, or trading purposes, whether created by general or special acts of Assembly, whose charters may have expired, or may hereafter expire, may bring suits, and maintain and defend suits already brought, for the protection and possession of their property and the collection of debts and obligations owing to, or by, them, and sell, convey, and dispose of their property, and make title therefor, as fully and effectually as if their charters had not expired; and the officers last elected, or the survivors of them, shall be officers to represent said corporations for such purposes, and if no officers survive, the stockholders may elect officers under their by-laws: Provided, That this act shall be construed only so as to enable said corporation to realize and divide their assets, and wind up their affairs, and not to transact new business," be and the same is hereby amended so as to read as follows:—

Expiration of
charter.

Winding-up of
affairs.

Section 1. That all corporations for mining, manufacturing, or trading purposes, whether created by general or special acts of Assembly, whose charters may have expired, or may hereafter expire, *or which may have been dissolved or may hereafter be dissolved by any judicial decree*, may bring suits, and maintain and defend suits already brought, for the protection and possession of their property, and the collection of debts and obligations owing to or by them, and sell, convey, and dispose of their property, and make title therefor, as fully and effectually as if their charters had not expired, *or such decree had not been made*; and the officers last elected, or the survivors of them,

shall be officers to represent said corporations for such purposes, and, if no officers survive, the stockholders may elect officers under their by-laws: Provided, That this act shall be construed only so as to enable said corporations to realize and divide their assets, and wind up their affairs, and not to transact new business. Proviso.

APPROVED—The 23d day of May, A. D. 1907.

EDWIN S. STUART.

No. 166.

AN ACT

Validating contracts, bonds, or obligations made by corporations of other States, without first having established known places of business and designated authorized agents for the transaction of their business within this Commonwealth, and providing for the enforcement of the same.

Section 1. Be it enacted, &c., That whenever any corporation organized and existing under the laws of any other State, and doing business within this Commonwealth, shall have heretofore entered into any contract, bond, or obligation with any person, firm, or corporation, without having first established a known place or places of business and designated an authorized agent or agents for the transaction of its business in this Commonwealth, the said contract, bond, or obligation shall be binding upon the parties thereto, and such corporation may enforce the same in the courts of this Commonwealth: Provided, That it has subsequently, and prior to the passage of this act, complied with the laws of this Commonwealth by establishing a known place or places of business and designating an authorized agent or agents for the transaction of its business within the same: And provided, further, That it shall, before commencing any suit upon such contract, bond, or obligation, it shall pay all taxes that would have accrued to the Commonwealth of Pennsylvania if it had complied with the laws of Pennsylvania at the time of beginning to do business therein. Corporations, foreign.
Contract, bond, or obligation.
Unregistered corporations.
Validation.
Proviso.
Compliance with the laws.
Proviso.
State taxes.

Section 2. All acts or parts of acts, in so far as they are inconsistent with the provisions of this act, are hereby repealed. Repeal.

APPROVED—The 23d day of May, A. D. 1907.

EDWIN S. STUART.

No. 167. ✓

AN ACT

To regulate and improve the civil service of the cities of the second class in the Commonwealth of Pennsylvania; making violations of its provisions to be misdemeanors, and providing penalties for violations thereof.

Cities of the
second class.

Civil service.

Proviso.

Exemption.
Honorably dis-
charged soldiers
and sailors.

Proviso.

Intent.

"Civil service"
defined.

Civil Service
Commission.

Qualifications
of commissioners.

Political faith.

Appointments.

Section 1. Be it enacted, &c., That on and after the first day of July, one thousand nine hundred and seven, appointments to, and promotions in, the civil service of the cities of the second class shall be made only according to qualifications and fitness, to be ascertained by examinations, which, so far as practicable, shall be competitive, as hereinafter provided. On and after the said date, no person shall be appointed, transferred, reinstated, or promoted as an officer, clerk, employe, or laborer in the civil service, under the government of any city of the second class, in any manner or by any means other than those prescribed in this act: Provided, however, That among those persons possessing equal qualifications, and eligible for appointment to any office, preference in appointment shall be given to honorably discharged soldiers and sailors who served in the army or navy of the United States during the War of the Rebellion: Provided further, however, That if the preference hereby provided for be, for any reason, invalid all the other provisions of this act shall remain in force, with like effect as if said preference had not been contained therein, it being the intention of the Legislature not to make the other provisions of the act dependent upon the validity of said preference.

The term "civil service" of a city shall include all offices, positions, and employments in which the officers or employes are paid by the city treasurer, either directly or through some official or agent, and all offices, positions, and employments in or under institutions, departments, boards, or commissions wherein the city, through any official or board or commission has the exclusive right to select the officials and employes.

Section 2. There shall be a Civil Service Commission in each city of the second class, consisting of three commissioners to be appointed by the mayor. The persons appointed commissioners shall be men in full sympathy with the purposes of this act. Not more than two of the said commissioners at any one time shall be adherents of the same political party. The commissioners in each city shall be appointed as follows: On the first day of July, one thousand nine hundred and seven, the mayor of each city of the second class shall appoint three commissioners, to serve until the expiration of his term of office and until their successors are appointed and qualified. The mayor shall appoint one

of the commissioners president of the commission. Whenever any vacancy shall exist in the office of president of the commission, the mayor shall have the right to appoint any member of the commission the president thereof, and the person so appointed shall serve as president until the expiration of his term. At the expiration of the terms of said commissioners the mayor of each city of the second class shall, after his induction into office, appoint commissioners to serve for the full term of the office of said mayor, and thereafter each mayor, on his induction, shall appoint three commissioners, under this act, to serve as Civil Service Commissioners for the full term of his office as mayor. The mayor may, at any time, remove a commissioner, for good cause, which shall be stated in writing and made part of the records of the commission, and fill such vacancy, or any other vacancy which may occur in said commission, by appointment of a successor, to serve for the remainder of the unexpired term. No commissioner shall hold any other office under the United States, the Commonwealth of Pennsylvania, or any city or county thereof; nor shall any commissioner serve on any political committee, or take any active part in the management of any political campaign. The salaries of the commissioners shall be fixed by the city councils; and the president of the commissioners shall receive a salary of not less than five hundred dollars per year, and each of the other commissioners shall be paid a salary of not less than two hundred and fifty dollars per year. The commissioners shall qualify by filing with the mayor an oath to perform faithfully the duties of their office.

Section 3. The Civil Service Commission, in each city of the second class, shall employ a chief examiner, who shall also act as secretary, and such other clerks, examiners, and employes as it may deem necessary or proper to carry out the purpose of this act. The clerks, examiners and employes shall receive salaries, to be fixed by the Civil Service Commission and approved by the mayor. Councils shall annually appropriate the sums necessary for the work of the commission.

Section 4. No officer or officers, having the power of appointment to, or employment in, the civil service of any city of the second class, shall, after the first day of July, one thousand nine hundred and seven, select or appoint any person for appointment, employment, promotion, or reinstatement except in accordance with the provisions of this act and the rules and regulations prescribed thereunder: Provided, That the power of the mayor to appoint special policemen in times of emergency or riot, as provided in article three, section one, of the act of March seventh, one thousand nine hundred and one, entitled "An act for the government

President.

Terms.

Removals.

Vacancies.

Office holding.

Political activity.

Salaries.

Oath of office.

Chief examiner.
Secretary.

Clerks, etc.

Salaries.

Appropriation.

Appointments
shall be made
only in accord-
ance with act.

Proviso.

Special policemen.	of cities of the second class," as amended by the act of April twenty-three, one thousand nine hundred and three, entitled "An act changing the title of the chief executive officer in cities of the second class from recorder to mayor," shall remain as heretofore.
Rooms.	<p>Section 5. It shall be the duty of the mayor and heads of departments of every city of the second class to cause suitable and convenient rooms and accommodations to be assigned or provided, and to be furnished, heated, and lighted, for carrying on the work and examinations of the Civil Service Commission. The Civil Service Commission may order from the proper authorities the necessary stationery, postage stamps, and official seal and other articles to be supplied, and the necessary printing to be done, for its official use. It shall be the duty of the officers of every city of the second class to aid the Civil Service Commission in all proper ways in carrying out the provisions of this act, and to allow the reasonable use of public buildings, and to heat and light the same, for holding examinations and investigations, and in all proper ways to facilitate the same.</p>
Supplies.	
Duty of city officers.	
Powers and duties.	<p>Section 6. The Civil Service Commission in each city of the second class shall:—</p>
Rules and regulations.	<p>First.—Prescribe, amend and enforce rules and regulations for carrying into effect the provisions of this act. All rules so prepared may, from time to time, be added to, amended or rescinded: Provided, That all rules shall be approved by the mayor before they go into effect, but when so approved shall not be annulled or changed except by the commission with the approval of the mayor: And provided further, however, That if the mayor takes no action on a rule or amendment, submitted to him, within a period of ten days from the date of its submission, then the rule or amendment shall become effective as though approved by the mayor.</p>
Proviso.	
Approval of the mayor.	
Proviso.	<p>Second.—Keep minutes of its own proceedings, and records of its examinations and other official action. All recommendations of applicants for office, received by the said commission or by any officer having authority to make appointments to office, shall be kept and preserved for a period of three years, and all such records—recommendations of former employes excepted—and all written causes of removal, filed with it, shall, subject to reasonable regulation, be open to public inspection.</p>
Minutes and records.	
Filing and preservation of.	
Investigations.	<p>Third.—Make investigations, either sitting as a body or through a single commissioner, concerning all matters touching the enforcement and effect of the provisions of this act, and the rules and regulations prescribed thereunder, concerning the action of any examiner or subordinate of the commission, or of any per-</p>

son in the public service in respect to the execution of this act; and, in the course of such investigations, each commissioner and the chief examiner shall have power to administer oaths and affirmations, and to take testimony.

Fourth.—Have power to subpoena and require the attendance of witnesses, and the production thereby of books and papers pertinent to the investigations and inquiries hereby authorized, and to examine them and such public records as it shall require, in relation to any matter which it has the authority to investigate. The fees of such witnesses for attendance and travel shall be the same as for witnesses before the courts of common pleas, and shall be paid from the appropriation for the incidental expenses of the commission. All officers in the public service, and their deputies, clerks, subordinates, and employes, shall attend and testify when required to do so by said commission. Any disobedience to, or neglect of, any subpoena issued by the said commissioners, or any one of them, to any person, shall be held a contempt of court, and shall be punished by any court of common pleas of this Commonwealth, within the county in which is the city of the second class from the Civil Service Commission of which the said subpoena had issued, as if such subpoena had been issued therefrom. Any judge of any of said courts shall, upon the application of any one of said commissioners, in such cases, cause the process of said court to issue to compel such person or persons, disobeying or neglecting any such subpoena, to appear and to give testimony before the said commissioners, or any one of them, and shall have power to punish any such contempt.

Fifth.—Have power to recommend the impeachment or removal of officials or employes who shall be deemed guilty by a majority of the commissioners, after a full hearing, of the charges that they have coerced or attempted to coerce their subordinates in the performance or non-performance of a political or other service having no relation to the duties of a municipal employe, or in the payment of a contribution for a political purpose. Such recommendation shall be made, in writing, to the body or person having the power to impeach or to remove the accused official or employe.

Sixth.—Make an annual report to the mayor, showing its own actions and rules and regulations, and all the exceptions thereto in force, and the practical effects thereof, and any suggestions it may approve for the more effectual accomplishment of the purposes of this act. At least five hundred copies of the annual report shall be printed for public distribution.

Section 7. The civil service of each of the cities of the second class shall be divided into the unclassified

May require attendance of witnesses, etc.

Fees.

Neglect of subpoena.

Contempt of court.

Process of the court.

Impeachment or removal.

Annual report.

Publication.

Division of service.

Unclassified.	<p>service and the classified service. The unclassified service shall comprise:—</p> <p>All officers elected by the people.</p> <p>All heads of departments, whose appointment is subject to confirmation by the select council thereof.</p> <p>The members of each Civil Service Commission.</p> <p>All persons appointed by name in any statute.</p>
Classified.	<p>The classified service shall comprise all persons not included in the unclassified service.</p>
Rules and regulations as to examinations.	<p>Section 8. The Civil Service Commission, in each city of the second class, shall make rules and regulations providing for examinations for positions in the classified service of each city, and for appointments to and promotions therein, and for such other matters as are necessary to carry out the purposes of this act. Due notice of the contents of such rules and regulations and of any modifications thereof shall be given, by mail, in due season, to appointing officers and heads of departments affected thereby; and said rules and regulations and modifications thereof shall also be printed for public distribution. All original appointments to the competitive and non-competitive classes of the service shall be for a probationary period of three months: Provided, however, That at any time during the probationary period the appointee may be dismissed for just cause, in the manner provided in section twenty. If at the close of this probationary term, the conduct or capacity of the probationer has not been satisfactory to the appointing officer, the probationer shall be notified, in writing, that he will not receive absolute appointment, whereupon his employment shall cease; otherwise, his retention in the service shall be equivalent to his final appointment.</p>
Notice to officials.	
Publication.	
Original appointments.	
Probation.	
Proviso.	
Dismissals.	
Notice to probationer.	
Character of examinations.	<p>Section 9. All examinations for positions in the classified service shall be practical in their character, and shall relate to such matters, and include such inquiries, as will fairly and fully test the comparative merit and fitness of the persons examined to discharge the duties of the office or employment sought by them. All examinations shall be open to all applicants who have fulfilled the preliminary requirements, stated in section ten of this act. The examinations of applicants for employment as laborers shall relate to their capacity for labor, their habits as to sobriety and industry, and their experiences in the kind of work for which they apply. All applicants for any position in the classified service may, subject to regulations adopted by the Civil Service Commission, be required to submit to a physical examination before being admitted to the regular examinations held by the commission. Adequate public notice of the time and place of every examination held under the provisions of this act, together with information as to the kind of position</p>
Open to all.	
Laborers.	
Physical examination.	
Public notice.	

or place to be filled, shall be given at least one week prior to such examinations. The said commission shall adopt reasonable regulations for permitting the presence of representatives of the press at the examinations. The commission shall post, in a public place in its office, the eligible lists, containing the names and grades of those who have passed examinations for positions in the competitive class, and shall indicate thereon such appointments as may be made from said lists.

Publicity.

Standing of
eligibles.

Section 10. The Civil Service Commission, in each city of the second class, shall require persons applying for admission to any examination provided for under this act or under the rules and regulations of the said commission, to file in its office, a reasonable time prior to the proposed examination, a formal application, in which the applicant shall state under oath or affirmation:—

Formal applica-
tion.

First.—His full name, residence, and postoffice address.

Contents.

Second.—His citizenship, age, and the place and date of his birth.

Third.—His health, and his physical capacity for public service.

Fourth.—His business and employments and residences for at least the three previous years.

Fifth.—Such other information as may reasonably be required, touching the applicant's qualifications and fitness for the public service.

Blank forms for such applications shall be furnished by the said commission, without charge, to all persons requesting the same. The said commission may require, in connection with such application, such certificates of citizens, physicians or others, having knowledge of the applicant, as the good of the service may require. The said commission may refuse to examine an applicant, or, after examination, to certify an eligible, who is found to lack any of the established preliminary requirements for the examination or position or employment for which he applies; or who is physically so disabled as to be rendered unfit for the performance of the duties of the position to which he seeks appointment; or who is addicted to the habitual use of intoxicating liquors or drugs; or who has been guilty of any crime, or of infamous or notoriously disgraceful conduct; or who has been dismissed from the public service for delinquency or misconduct; or who has made a false statement of any material fact, or practiced or attempted to practice any deception or fraud in his application, in his examination, or in securing his eligibility; or who refuse to comply with the rules and regulations of the commission. If any applicant feels himself aggrieved by the action of the commission in refusing to examine him, or, after an examination, to

Blank forms.

Certificates.

Refusal to ex-
amine or to
certify.

Request for public hearing.	<p>certify him as an eligible, as provided in this section, the commission shall, at the request of such applicant, appoint a time and place for a public hearing; at which time such applicant may appear, by himself or counsel, or both, and the commission shall then review its refusal to make such examination or certification, and testimony shall be taken. The commission shall subpoena, at the expense of the applicant, any competent witnesses requested by him. After such review, the commission shall file the testimony taken, in its records, and shall again make a decision, which shall be final. When any position to be filled involves fiduciary responsibility, the appointing officer may require the appointee to furnish a bond, or other security, and shall notify the commission of the amount and other details thereof: Provided, however, That any surety company, the bonds of which are accepted by a judge of any court of record of the county wherein the city is located, shall be a sufficient surety on any such bond.</p>
Review of refusal.	
Testimony.	
Decision.	
Fiduciary responsibility.	
Security.	
Proviso.	
Classified service.	
Classes.	
Exempt class.	
Further exemptions.	<p>Section 11. The offices, positions, and employments in the classified service of every city of the second class shall be arranged by the Civil Service Commission in four classes, to be designated as the exempt class, the competitive class, the non-competitive class, and the labor class.</p> <p>Section 12. The following positions shall be included in the exempt class:—</p> <p>First.—The superintendent of police and detectives, and the chief of the fire department.</p> <p>Second.—One secretary and one confidential clerk to the mayor, and one confidential clerk to the director of each executive department.</p> <p>Third.—In addition to the above, there may be included in the exempt class other offices or positions, except laborers, for the filling of which competitive or non-competitive examinations shall be found by the Civil Service Commission to be impracticable. But no office or position shall be deemed to be in the exempt class unless it is specifically named in such class in the rules; and the reason for each such exemption shall be stated, separately, in the annual reports of the said commission. Not more than one appointment shall be made to, or under the title of, any such office or position, unless a different number is specifically mentioned in the rules. No office or position shall be classified by the commission in the exempt class, except after public hearing by the commission, or any member thereof. Suitable public notice of such hearing shall be given by the said commission. At any such hearing any taxpayer of the city shall have the right to be heard, either in person or by counsel, either in opposition to or in favor of the proposed exemption.</p>
Reasons for exemption.	
Public hearing.	
Notice.	

Appointments in the exempt class may be made without examination.

Appointments.

Section 13. The competitive class shall include all positions and employments now existing or hereafter created, of whatever functions, designations, or compensation, in each and every branch of the classified service, except such positions as are in the exempt class, the non-competitive class, or the labor class. Appointments shall be made to, or employment shall be given in, all positions in the competitive class that are not filled by promotion, reinstatement, transfer, or reduction, under the provisions of this act and the rules made in pursuance thereof, by appointment from among those certified to the appointing officer, in accordance with the provisions of section fourteen of this act. The term of eligibility of an applicant shall be fixed, for each list, by the Civil Service Commission, at not less than one nor more than three years. The names of those persons eligible for appointment shall always be listed and certified in the order of their gradings, beginning with the highest. Appointments shall be made from the eligible list most nearly appropriate, and a new and separate list shall be created only when there is no appropriate list existing from which appointments may be made. No person shall be appointed or employed under any title not appropriate to the duties to be performed; and no person shall be transferred to any position subject to a competitive examination unless he shall have previously passed an open, competitive examination equivalent to that required for such position.

Competitive class.

Appointments.

Term of eligibility.

Listing and certifying.

Transfers.

Section 14. Every position or employment in the competitive class, unless filled by promotion, transfer, reinstatement, or reduction, shall be filled only in the following manner: The appointing officer shall notify the Civil Service Commission of any vacancy in the service which he desires to fill, and shall request the certification of eligibles. The commission shall forthwith certify, from the appropriate eligible list, the names of the three persons thereon who received the highest averages at examinations held under the provisions of this act. The appointing officer shall, thereupon, with sole reference to the relative merit and fitness of the candidates, make an appointment from the three names so certified: Provided, however, That should he make objection, to the commission, to one or more of these persons, for any of the reasons stated in section ten of this act, and should such objections be sustained by the commission, the commission shall thereupon strike the name of such person from the eligible list, and certify the next highest name for each person so stricken off. As each subsequent vacancy occurs, in the same or a similar position, precisely the

Mode of appointment.

Proviso.

Objections.

Vacancies.

Proviso.

same procedure shall be followed: Provided, however, That after any name has been three times rejected, for the same or a similar position, in favor of a name or names below it on the same list, the said name shall be stricken from the list. When there are a number of positions of the same kind to be filled at the same time, each appointment shall, nevertheless, be made separately and in accordance with the foregoing provisions. When an appointment is made under the provisions of this section, it shall be, in the first instance, for the probationary period of three months, as provided in section eight of this act. The provisions of this section (fourteen) shall not apply in making appointments to competitive positions which are specially excepted by the commission from competitive examinations under the authority conferred in section fifteen.

Term of first appointments.**Exceptions.****Without competition.**

Section 15. Positions in the competitive class may be filled without competition, only as follows:—

Nominations.

First.—Whenever there are urgent reasons for filling a vacancy in any position in the competitive class, and there is no list of persons eligible for appointment after a competitive examination, the appointing officer may nominate a person to the Civil Service Commission for non-competitive examination; and if such nominee shall be certified by the said commission as qualified, after such non-competitive examination, he may be appointed provisionally, to fill such vacancy until a selection and appointment can be made after competitive examination, in the manner prescribed in section fourteen; but such provisional appointment shall not continue for a longer period than three months, nor shall successive provisional appointments be made to the same position, under this provision.

Provisional appointment.**Exceptional qualifications.**

Second.—In case of a vacancy in a position in the competitive class, where peculiar and exceptional qualifications of a scientific, professional, or educational character are required, and upon satisfactory evidence that, for specified reasons, competition in such special case is impracticable, and that the position can be best filled by the selection of some designated person of high and recognized attainments in such qualities, the said commission may suspend the provisions of the statute requiring competition in such case; but each such suspension shall relate to only a single appointment, and shall not be general in its application to the position, and all such cases of suspension shall be reported in detail in the annual reports of the commission, with the reasons for the same.

Suspension of statutory provisions.**Temporary service.**

Third.—When the services to be rendered are of a temporary character and for a limited period, not to exceed six months, the appointing officer shall advise the commission, stating the duration of such period, the rate of compensation, and other conditions of em-

ployment, and may thereupon select for such temporary employment one of the first three persons on the appropriate eligible list who have expressed a willingness to accept a temporary appointment. Successive temporary appointments shall not be made under this clause; nor shall any person be eligible to temporary appointment if he has served under either a temporary or a provisional appointment, in the same office or department, within the previous six months. The acceptance or refusal, by an eligible, of a temporary appointment shall not affect his standing on the register for permanent employment, nor shall the period of temporary service be counted as a part of the probationary service in case of subsequent appointment to a permanent position. The acceptance of a temporary appointment shall not confer upon the eligible any of the rights of promotion, transfer, or reinstatement.

Appointment.

Section 16. Vacancies in positions in the competitive class shall be filled, so far as practicable, by promotions from among persons holding positions in a lower grade in the department, office, or institution in which the vacancy exists. Promotions shall be based upon merit, to be ascertained by tests to be provided by the Civil Service Commission, and upon the superior qualifications of the person promoted, as shown by his previous service and experience. The commission shall have the power to determine, in each instance, whether an increase in salary constitutes a promotion. No promotion shall be made to a position in the competitive class, from a position in another class, except after such competitive examination and certification as is provided for original entrance to the competitive class: Provided, however, That persons holding positions in the labor class may be promoted to positions in the lowest grade of the competitive class, upon promotion examinations as provided in this section, when such examination is specifically authorized by the commission. No person shall be promoted to a position, for original entrance to which there is required, by this act or the rules adopted pursuant thereto, an examination involving essential tests or qualifications different from or higher than those required for original entrance to positions held by such persons, except as above provided.

Promotion.

Examinations,
etc.

Proviso.

Section 17. The Civil Service Commission, in each city of the second class, shall promulgate rules relating to transfers and reinstatements in the service, to be approved by the mayor as hereinbefore provided.

Transfers, etc.

Section 18. The non-competitive class shall include only such positions as are not in the exempt class or the labor class, and which it is impracticable, in the judgment of the Civil Service Commission, to include in the competitive class. Appointments to positions

Non-competitive
class.

in the non-competitive class shall be made after such non-competitive examination as is prescribed by the regulations of the Civil Service Commission. The said commission shall state in its annual report the number of persons who come within this class, and the character of their services.

Labor class.

Separate labor lists.

Section 19. The labor class shall include ordinary, unskilled laborers. Vacancies in the labor class shall be filled by appointment from lists of applicants registered by the Civil Service Commission. Preference in employment from such lists shall be given according to regulations to be prescribed by the commission. The commission may establish separate labor lists for various institutions and departments. The commission shall require an applicant for registration for the labor service, before he can be registered, to furnish such evidence or to pass such examinations as it may deem proper with respect to his age, residence, physical condition, capacity for labor, sobriety, industry, and experience in the kind of work for which he applies.

Removals, discharges, etc.

Reasons.

Answer.

Suspensions.

proviso.

Policemen and firemen.

Appointments shall be made in conformance with act.

Section 20. No officer, clerk, or employe, in the competitive class or in the non-competitive class of the classified civil service of any city of the second class, who shall have been appointed under the provisions of this act, or of the rules made pursuant thereto, shall be removed, discharged, or reduced in pay or position except for just cause, which shall not be religious or political. Further, no such officer, clerk, or employe shall be removed, discharged, or reduced, except as provided in section eight of this act, until he shall have been furnished with a written statement of the reasons for such action, and been allowed to give the removing officer such written answer as the person sought to be removed may desire. In every case of such removal or reduction a copy of the statement of reasons therefor, and of the written answer thereto, shall be furnished to the Civil Service Commission, and entered upon its records. Nothing in this act shall limit the power of any officer to suspend a subordinate for a reasonable period, not exceeding thirty days: Provided, however, That successive suspensions shall not be allowed, except in special cases, where reasons of public importance make it necessary, and where the permission of the commission has first been obtained and recorded upon its public records. Nothing in this act shall alter the procedure required for the removal or punishment of policemen and firemen, as provided in the act of March seventh, one thousand nine hundred and one, relating to the government of cities of the second class.

Section 21. No person shall be appointed to or employed in any position in the classified service, in any city of the second class, until he has passed an exami-

nation, or is shown to be specially exempted from such examination, in conformity with the provisions of this act and of the rules made pursuant thereto. It shall be the duty of each appointing officer of every city of the second class to report to the Civil Service Commission forthwith, upon such appointment or employment, the name of such appointee or employe, the title of his office or employment, the date of commencement of service by virtue thereof, and the salary or compensation thereof, and any separation of a person from the service, or other change therein, and such other information as the Civil Service Commission may require. The Civil Service Commission shall keep in its office official rosters, in the form of books, card-catalogs, or otherwise, of the classified civil service of the city—laborers excepted—and shall enter thereon the name of each and every person who is legally in the service of the city of the first day of July, one thousand nine hundred and seven, and of each and every person who is thereafter appointed, employed, promoted, reduced, or reinstated in any position in such service, upon such evidence as it may require or deem satisfactory that such person was appointed to, employed, promoted, reduced, or reinstated in, the service in conformity with the provisions of this act and the rules adopted pursuant thereto. These rosters shall be open to public inspection at all reasonable hours. The rosters shall show, in connection with each name, the grading, the date of appointment, employment, promotion, reduction or reinstatement, the compensation of the position, the title of the position, and the date and cause of any termination of such office or employment.

Section 22. It shall be unlawful, after the first day of July, one thousand nine hundred and seven, for the controller of any city of the second class to audit and approve the warrants for, or for the city treasurer to pay the salary of, any person in the classified service, unless the controller shall have previously received notice from the Civil Service Commission that the persons named thereon have been legally appointed.

Section 23. No question in any form of application or in any examination shall be so framed as to elicit information concerning the political or religious opinions or affiliations of any applicant; nor shall any inquiry be made concerning such opinions or affiliations; and all disclosures thereof shall be discountenanced. No discrimination shall be exercised, threatened, or promised by any person in the civil service against, or in favor of, an applicant, eligible, or employe in the classified service, because of his political or religious opinions or affiliations. No person shall appoint, promote, discharge, remove, reduce, or discriminate in any way against, any officer, clerk, or employe in the

Report.

Duty of appointing officers.

Official rosters.

Contents of rosters.

Controller's audit.

Treasurer.

Political and religious opinions.

Discrimination prohibited.

Contributions,
etc.

competitive, non-competitive or labor classes in the classified civil service of any city of the second class, because he has made or given, or because he has refused or neglected to make or give, any contribution, whether voluntary or involuntary, assessment or payment, for any campaign or political purpose, or for the benefit or promotion of any political party, or for use by any committee or party in connection with any general or primary election.

Violations.

Section 24. Whoever makes an appointment to office, or selects a person for employment, contrary to the provisions of this act, or wilfully refuses or neglects otherwise to comply with, or to conform to, any of the provisions of this act, or violates any of such provisions, shall be deemed guilty of a misdemeanor.

Misdemeanor.

Deception, ob-
struction, etc.

Section 25. Any commissioner or examiner, or any other person, who shall wilfully, by himself or in cooperation with one or more persons, defeat, deceive, or obstruct any person in respect of his or her right of examination or registration according to this act or to any rules or regulations prescribed pursuant thereto; or who shall, wilfully or corruptly, falsely mark, grade, estimate, or report upon the examination or proper standing of any person examined, registered, or certified pursuant to the provisions of this act, or aid in so doing; or who shall wilfully or corruptly make any false representations concerning the same, or concerning the person examined; or who shall wilfully or corruptly furnish to any person any special or secret information, for the purpose of either improving or injuring the prospects or chances of appointment of any person so examined, registered, or certified, or to be examined, registered, or certified; or who shall personate any other person, or permit or aid in any manner any other person to personate him or her, in connection with any examination or registration, or application or request to be examined or registered, shall, for each offense, be deemed guilty of a misdemeanor.

Falsification.

False representa-
tion.

Secret informa-
tion.

False persona-
tion.

Misdemeanors.
Penalty.

Section 26. Misdemeanors under the provisions of this act shall be punishable by a fine of not less than fifty dollars, nor more than one thousand dollars, or by imprisonment for a term not exceeding two years, or by both such fine and imprisonment, in the discretion of the court.

Incumbents.

Section 27. All officers, clerks, and employes in the cities of the second class, holding office, under appointment, on the first day of July, one thousand nine hundred and seven, shall be construed to have been appointed under the provisions of this act, and shall hold their offices in accordance therewith.

Repeal.

Section 28. All acts and parts of acts of Assembly of this Commonwealth, general, special, or local, in relation to the civil service of cities of the second class,

inconsistent with this act be and the same are hereby repealed. It is intended by this act to furnish a complete and exclusive system for the appointment, promotion, reduction, transfer, removal, or reinstatement of all officers, clerks, laborers, and other employes in the civil service of the cities of the second class in this Commonwealth.

Intent of act.

Section 29. In case of the consolidation of any cities, or annexation of any city to another city, in which such Civil Service Commission shall exist at the time of the consolidation or annexation, such consolidation or annexation shall not deprive any of said commissioners of his office and compensation for the full term for which he shall have been appointed, unless it extends beyond the time provided hereinafter for the expiration thereof; but, in the meantime, a temporary Civil Service Commission is provided as follows: The Civil Service Commission of each of said cities shall be, and are hereby, consolidated, and shall form one Civil Service Commission, who shall be subject to the provisions of this act, and hold their office until the expiration of the term of the mayor then in office in the consolidated city, or city to which the other city is annexed; when the terms of all shall expire. The successor to the mayor then in office shall, upon his election and upon his taking office, appoint a full board of Civil Service Commissioners under the terms of this act.

In case of consolidation or annexation.

Temporary commission.

Consolidation.

APPROVED—The 23d day of May, A. D. 1907.

EDWIN S. STUART.

No. 168.

AN ACT

To amend the first section of an act, entitled "An act to provide for the licensing of buildings and other places in which theatrical, operatic, or circus performances are held, and menageries or museums are exhibited, and fixing the price to be paid for said licenses, and providing for the licensing of circuses and menageries exhibiting in tents and enclosures of like character," providing that in cities of the first class the owner or owners, or lessee or lessees, of a building, the capacity of which is less than three hundred persons, shall pay thirty dollars (\$30.00).

Section 1. Be it enacted, &c., That the first section of the act, entitled "An act to provide for the licensing of buildings and other places in which theatrical, operatic, or circus performances are held, and menageries or museums are exhibited, and fixing the price to be paid for said licenses, and providing for the licensing of circuses and menageries exhibiting in tents and enclosures of like character," approved the twenty-fourth

Theatres, museums, circuses, etc.

Licenses.

Section 1, act of
June 24, 1895,
cited for amend-
ment.

day of June, one thousand eight hundred and ninety-five, which reads as follows:—

“Section 1. Be it enacted, &c., That from and after the passage of this act, the owner or owners, or lessee or lessees, according to agreement between said owner or owners, or lessee or lessees, of a building or buildings, the whole or part of which are fitted up and used for theatrical or operatic entertainments, or for the exhibition of museums, shall pay to the use of the Commonwealth an annual license at the following rates; namely, In cities of the first class, five hundred dollars; in cities of the second class, four hundred dollars; in cities of the third class, seventy-five dollars, and in all boroughs and townships, thirty dollars. For circuses and menageries the price of a license shall be the same as hereinbefore required to be paid by the owners of buildings used for theatrical and operatic performances, or the exhibition of museums, when exhibited in a building, the license to be paid by the owner or owners of said building; when the exhibition shall be given in a tent, or enclosure of like character, the license shall be paid by the proprietor or proprietors of the circus or menagerie. Any person, being the proprietor of a circus or menagerie which shall exhibit in a tent, or enclosure of like character, desiring a license for the exhibition of the said circus or menagerie for the whole State, for one year, shall be entitled to receive the same upon the payment of one thousand dollars, to be paid to the treasurer of any county in the State to the use of the Commonwealth, and the provisions of this act hereinbefore contained shall not be held to apply to such circus or menagerie paying such license for the whole State. The licenses hereinbefore provided for shall be granted by the treasurer of the proper county, upon receiving the price of the same, the payment whereof shall entitle the person or persons paying the same to the use of the privileges conferred by this act. If any owner or owners, or lessee or lessees, of a building or buildings, the whole or part of which are fitted up and used for theatrical or operatic entertainments, or for the exhibition of museums, or the owner or owners of a building or buildings in which a circus or menagerie may be exhibited, or the proprietor or proprietors of a circus or menagerie exhibiting in a tent or enclosure of like character, shall hold or allow to be held in such building or buildings, tent or enclosure, any theatrical or operatic entertainment, or the exhibition of any museum, menagerie, or circus, within any city, borough, or township in this Commonwealth, without first having had and obtained a license as aforesaid, he or they so offending shall be liable to indictment, and, upon conviction thereof, shall pay for each such offense

a fine of not less than one hundred dollars, nor greater than five hundred dollars, at the discretion of the court trying the offense, all such fines to be paid into the treasury of the county wherein such conviction shall take place," shall be, and the same is, hereby amended to read as follows:—

Section 1. Be it enacted, &c., That from and after the passage of this act, the owner or owners, or lessee or lessees, according to agreement between said owner or owners and lessee or lessees, of a building or buildings, the whole or part of which are fitted up and used for theatrical or operatic entertainments, or for the exhibition of museums, shall pay to the use of the Commonwealth an annual license at the following rates; namely, In cities of the first class, five hundred dollars: *Provided, That where the capacity of such building or buildings is less than four hundred persons, the license fee shall be thirty dollars*; in cities of the second class, four hundred dollars; in cities of the third class, seventy-five dollars, and in all boroughs and townships, thirty dollars. For circuses and menageries the price of a license shall be the same as hereinbefore required to be paid by the owners of buildings used for theatrical and operatic performances, or the exhibition of museums, when exhibited in a building, the license to be paid by the owner or owners of said building; when the exhibition shall be given in a tent, or enclosure of like character, the license to be paid by the proprietor or proprietors of the circus or menagerie. Any person, being the proprietor of a circus or menagerie which shall exhibit in a tent, or enclosure of like character, desiring a license for the exhibition of the said circus or menagerie for the whole State, for one year, shall be entitled to receive the same upon the payment of one thousand dollars, to be paid to the treasurer of any county in the State, to the use of the Commonwealth, and the provisions of this act hereinbefore contained shall not be held to apply to such circus or menagerie paying such license for the whole State. The licenses hereinbefore provided for shall be granted by the treasurer of the proper county, upon receiving the price of the same, the payment whereof shall entitle the person or persons paying the same to the use of the privileges conferred by this act. If any owner or owners, or lessee or lessees, of a building or buildings, the whole or part of which are fitted up and used for theatrical or operatic entertainments or for the exhibition of museums, or the owner or owners of a building or buildings in which a circus or menagerie may be exhibited, or the proprietor or proprietors of a circus or menagerie exhibiting in a tent, or enclosure of like character, shall hold or allow to be held in such building or buildings, tent or enclosure, any the-

License fees.

Proviso.

Circus or menagerie.

Annual license.

Granting of license.

Penalties.

atrical or operatic entertainment, or the exhibition of any museum, menagerie, or circus, within any city, borough or township in this Commonwealth, without first having had and obtained a license as aforesaid, he or they so offending shall be liable to indictment, and, upon conviction thereof, shall pay for each such offense a fine of not less than one hundred dollars nor greater than five hundred dollars, at the discretion of the court trying said offense; all such fines to be paid into the treasury of the county wherein such conviction shall take place.

APPROVED--The 23d day of May, A. D. 1907.

EDWIN S. STUART.

No. 169.

AN ACT

Empowering Boards of School Directors, Boards of School Controllers, and Central Boards of Education, in school districts of the second and third class, to establish and administer a teacher's retirement fund.

Schools.

Teacher's retirement fund.

Section 1. Be it enacted, &c., That the Boards of School Directors, Boards of School Controllers, and Central Boards of Education, in school districts of the second and third class, are hereby authorized and empowered to establish and administer a teacher's retirement fund. The said fund shall consist of all funds available for like purposes at the time of the enactment of this law, together with such additions thereto as the Boards of School Directors, Boards of School Controllers, or Central Boards of Education may, from time to time, prescribe, and such moneys as may be donated or bequeathed for such purposes.

Annuity.

Section 2. Any teacher, principal, or supervising official, retiring with the consent of the Boards of School Directors, Boards of School Controllers, or Central Boards of Education, shall receive from the said fund such annuity as the Boards of School Directors, Boards of School Controllers, or Central Boards of Education may prescribe.

Repeal.

Section 3. All acts or parts of acts inconsistent herewith are hereby repealed.

APPROVED--The 23d day of May, A. D. 1907.

EDWIN S. STUART.

No 170.

AN ACT

To fix and determine the salary of the several court clerks of the courts of common pleas of the county of Philadelphia, in accordance with article five, section seven, of the Constitution of this Commonwealth.

Section 1. Be it enacted, &c., That from and after the passage of this act, the salary of each of the court clerks of the courts of common pleas of the county of Philadelphia is hereby fixed and determined, in accordance with article five, section seven, of the Constitution of this Commonwealth, to be the sum of two thousand five hundred dollars per annum, payable in equal monthly instalments by the said county of Philadelphia.

Courts of common pleas.

Philadelphia.

Salaries of clerks determined.

Section 2. All acts of Assembly and parts of acts inconsistent herewith are hereby repealed.

Repeal.

APPROVED—The 23d day of May, A. D. 1907.

EDWIN S. STUART.

No. 171.

AN ACT

Providing for the recording, in the office of the recorder of deeds of the proper county, of ordinances of municipalities vacating any street, lane, or alley, or part thereof, by the corporate authorities of such municipalities, on application of the owner or owners of the land vacated, and the indexing thereof, and the fees therefor.

Section 1. Be it enacted, &c., That whenever the municipal authorities of any municipality of this Commonwealth have vacated, or shall hereafter vacate, by ordinance, any public street, lane, or alley, or part thereof, it shall be lawful for the person or persons who shall become the owner or owners of such vacated street, lane, or alley, or part thereof, by operation of law or otherwise, to record a certified copy of such ordinance in the recorder's office of the proper county, and the Recorder shall index the same as a conveyance from such municipality to such owner or owners. Such ordinance shall be certified from the records of such municipality, under the hand of its secretary or clerk, and under the seal of such municipality: Provided, That such certified copy of such ordinance shall be accompanied by the application of such person or persons, to the recorder of deeds of such county, to record such ordinance, and that he or they, making the application, are the owner or owners of the whole or part of such street, lane, or alley vacated, to be verified by the

Municipal ordinances.

Vacating street, lane, or alley.

Recording and indexing of ordinance.

Proviso.

Application and affidavit.

affidavit of such person or persons as to the truth of the facts in said application stated, which application shall be recorded with said copy of such ordinance.

Fees.

Section 2. The said recorder of deeds shall receive, for recording said application and ordinance, like fees as for recording other instruments or conveyances of land.

APPROVED—The 23d day of May, A. D. 1907.

EDWIN S. STUART.

No. 172.

AN ACT

To repeal so much of section one of an act declaring Spring Creek, in Warren county, from its mouth to a point where the road leading from Franklin, through Warren county, in a direction to Chautauqua Lake, crosses the same public highways, and for improving the navigation in said stream, passed the twenty-third day of January, one thousand eight hundred and thirty; and so much of an act declaring the main branch of the stream called Spring Creek, in the county of Warren, from the mouth of said stream to where the same crosses the Crawford county line, a public highway, and the southern branch of said stream a public highway, from the mouth of said southern branch until where the same crosses the Titusville Road, in Warren county, passed the eighth day of April, one thousand eight hundred and forty-six; and so much of section three of an act declaring Spring Creek, in Warren county, to be a public highway for the distance of seven miles from its mouth, passed the fifteenth day of February, one thousand eight hundred and thirty-two.

Warren county.
Spring Creek.

Section 1. Be it enacted, &c., That so much of section one of an act declaring Spring Creek, in Warren county, a public highway to where it crosses the Crawford county line, as also the southern branch of said stream, passed the eighth day of April, Anno Domini one thousand eight hundred and forty-six, be and is hereby repealed.

Repeal.

Matthews' Run.

Section 2. That section three of an act, entitled "An act declaring certain parts of Matthew's Run and Spring Creek, in Warren county, public highways," passed the fifteenth day of February, Anno Domini one thousand eight hundred and thirty-two, be and is hereby repealed.

Repeal.

Little Mahoning
Creek.

Section 3. That section one of an act, entitled "An act declaring Little Mahoning Creek and Spring Creek public highways," passed the twenty-third day of January Anno Domini one thousand eight hundred and thirty, be and is hereby repealed so far as the same relates to the said stream, called Spring Creek, in Warren county.

Repeal.

APPROVED—The 23d day of May, A. D. 1907.

EDWIN S. STUART.

No. 173.

AN ACT

Providing for the payment of the premiums on bonds of county, city, borough, school-district, and township employees.

Section 1. Be it enacted, &c., That when any employe of any county, city, borough, school-district, or township of this Commonwealth shall be required to give a bond for the faithful performance of his duties, and such bond shall be required to be endorsed by a surety company, it shall be lawful for such county, city, borough, school-district, or township to pay the premium on such bond.

Bonds of city, county, borough, school-district, and township employees.

Endorsed by surety company.

Municipality may pay premiums.

APPROVED—The 23d day of May, A. D. 1907.

EDWIN S. STUART.

No. 174.

AN ACT

To prevent and punish the desecration of the flag of the United States, and of this State.

Section 1. Be it enacted, &c., That any person who, in any manner, for exhibition or display, shall place or cause to be placed any word, figure, mark or picture, design, drawing or any advertisement, of any nature, upon any flag, standard, color or ensign of the United States, or of this State; or shall expose or cause to be exposed to public view any such flag, standard, color or ensign upon which shall be printed, painted or otherwise placed, or to which shall be attached, appended, affixed or annexed, any word, figure, mark, picture, design or drawing, or any advertisement, of any nature; or who shall expose to public view, manufacture, sell, expose for sale, give away, or have in possession for sale or to give away or for use, for any purpose, any article or substance, being an article of merchandise or a receptacle of merchandise, upon which shall have been printed, painted, attached or otherwise placed a representation of any such flag, standard, color or ensign, to advertise, call attention to, decorate, mark or distinguish, for the purpose of sale, barter or trade, the article or substance on which so placed; or who shall publicly or privately mutilate, deface, defile or defy, trample upon, or cast contempt either by words or act upon, any such flag, standard, color or ensign, shall be deemed guilty of a felony, and shall be punished by a fine not exceeding five hundred dollars, or

Flags of the United States and of this State.

Unlawful use of.

Felony.

Penalty.

by imprisonment for not more than six months, or both, in the discretion of the court.

Definitions.

Section 2. The words, flag, standard, color, or ensign, as used in this act, shall include any flag, standard, color, ensign, or any picture or representation of either thereof, made of any substance or represented on any substance, and of any size, evidently purporting to be either of said flag, standard, color, or ensign of the United States of America or of this State, or a picture or a representation of either thereof, upon which shall be shown the colors, or any color, or any combination of colors, or either the stars or the stripes, or the stars and the stripes, in any number of either thereof, or anything which the person seeing the same, without deliberation, may believe the same to represent the flag, colors, standard, or ensign of the United States, or of this State.

Exemptions.

Section 3. This act shall not apply to any act permitted by the statute of the United States of America, or by the United States army and navy regulations; nor in case where the government of the United States has granted the use of such flag, standard, color, or ensign as a trade-mark; nor shall it be construed to apply to a newspaper, periodical, book, pamphlet, circular, certificate, diploma, warrant, or commission of appointment to office, ornamental picture, or badges, or stationery for use in correspondence, on any of which shall be printed, painted, or placed said flag, or representation thereof, disconnected from any advertisement for the purpose of sale, barter, or trade; nor shall it apply to any patriotic or political demonstration or decorations.

APPROVED—The 23d day of May, A. D. 1907.

EDWIN S. STUART.

No. 175.

AN ACT

To repeal an act, entitled "An act relative to roads in Washington and Beaver counties," approved the twenty-eighth day of February, Anno Domini one thousand eight hundred and sixty-nine.

Beaver and Washington counties.

Act of February 28, 1869, cited for repeal.

Section 1. Be it enacted, &c., That an act, entitled "An act relative to roads in Washington and Beaver counties," approved the twenty-eighth day of February, one thousand eight hundred and sixty-nine, which reads as follows:—

"Section 1. Be it enacted, &c., That from and after the passage of this act, it shall be the duty of the super-

visors of Hanover township, Washington county, to keep in repair that part of the State road, leading from the farm lately owned by James Cross towards Pittsburg, which lies west of the borough of Frankfort Springs.

"Section 2. It shall also be the duty of the supervisors of Hanover township, Beaver county, to keep in repair that part of said road which lies east of the borough of Frankfort Springs; and the supervisors of said township, and their successors in office, so far as relates to said road, shall in all respects be regulated by and conform to the laws in relation to roads in the counties aforesaid; and so much of any law as is inconsistent herewith be and the same is hereby repealed," approved the twenty-sixth day of February, Anno Domini one thousand eight hundred and sixty-nine, be and the same is hereby repealed.

Repeal.

APPROVED—The 23d day of May, A. D. 1907.

EDWIN S. STUART.

No. 176.

AN ACT

Relating to husband and wife, and to enlarge the rights and remedies of married women in case of desertion or non-support by husband.

Section 1. Be it enacted, &c., That if any man shall separate himself from his wife without reasonable cause, and, being of sufficient ability, shall neglect or refuse to provide suitable maintenance for his said wife, such wife shall be, and is hereby, empowered to bring her action at law or in equity against such husband for maintenance, in the court of common pleas of the county where the desertion occurred, or where she is domiciled, and the said court shall have power to entertain a bill in equity in such action, and shall make and enforce such orders and decrees as the equities of the case demand.

Husband and wife.

Maintenance.

Bill in equity.

Section 2. Whenever such husband shall absent himself from the Commonwealth, proceedings may be had against any property, real or personal, of said husband, necessary for the suitable maintenance of the said wife; and the court may direct a seizure and sale, or mortgage, of sufficient of such estate as will provide the necessary funds for such maintenance, and service upon the defendant shall be made wherever he may be found. in the manner provided in the act of General Assembly, entitled "An act to authorize the execution of process in certain cases in equity, concerning prop-

When husband is an absentee.

Sale or mortgage.

erty within the jurisdiction of the court, and on the defendants not resident or found therein," approved the sixth day of April, one thousand eight hundred and fifty-nine.

APPROVED—The 23d day of May, A. D. 1907.

EDWIN S. STUART.

No. 177.

AN ACT

Concerning liens of manufacturers and throwsters of cotton, woolen, and silk goods.

Manufacturers
and throwsters.

Liens.

Section 1. Be it enacted, &c., That all persons or corporations, engaged in the business of manufacturing, spinning, or throwing cotton, wool, or silk into yarn or other goods, shall be entitled to a lien upon the goods and property of others, that may come into their possession for the purpose of being so manufactured, spun, or thrown into yarn or other goods, for the amount of any account that may be due them, or any note or notes taken on account of such account, from the owners of such cotton, wool, or silk, by reason of any work and labor performed and materials furnished in or about the manufacturing, spinning, or throwing of the same or other goods of such owner or owners.

Enforcement of
lien.

Section 2. Such lien shall not be waived or impaired by the taking of any note or notes, or recovery of any judgment for the moneys so due, or for the work and labor performed and materials furnished; and such lien may be enforced by levy and sale, under execution, upon such judgment.

APPROVED—The 23d day of May, A. D. 1907.

EDWIN S. STUART.

No. 178.

AN ACT

Supplementary to an act, entitled "An act relating to school districts in townships, and boroughs created therefrom," approved the fifth day of February, Anno Domini one thousand nine hundred and three, by providing manner of certifying and returning votes cast in such districts.

Boroughs.

Section 1. Be it enacted, &c., That wherever a borough has been or shall be erected out of a township, leaving the school district as it existed in such township before the creation of said borough, the school di-

rectors of such district shall be elected by the votes cast in each subdivision of such district, as heretofore, or hereafter may be made. The election board of each precinct or election district therein shall certify the number of votes each person received, and appoint one of their number for return judge, to meet with other return judges of the borough, ward, township, and precinct of such school district, in any part of such district, immediately after such election, and add together the number of votes given for each person voted for, and make out the return as the nature of the election may require, complying in all respects with the provisions of existing election laws, and, after the performance of said duties, appoint one of their number, by consent or lot, to deliver the full return to the court of quarter sessions of the county, in the same manner now provided by law for making township returns.

Election of school directors.

Certifying and returning of vote.

And all such elections in such school districts, relating to school matters, may be held and certified in the manner herein provided.

All elections relating to school matters.

Section 2. All acts or parts of acts inconsistent herewith be and the same are hereby repealed.

Repeal.

APPROVED—The 23d day of May, A. D. 1907.

EDWIN S. STUART.

No. 179.

AN ACT

To provide the maximum car service charges, including car storage charges, that railroad companies and corporations, or associations, may charge and collect on each car loading, and not unloaded within the free time for unloading cars, and fixing the free time that shall be allowed for unloading cars.

Section 1. Be it enacted, &c., That it shall be unlawful for any railroad company, association, or corporation to charge and collect more than one dollar per day of twenty-four hours, or fraction of a day, for car service charges, including storage charges, on each car loading, and not unloaded within the free time for loading and unloading the same.

Railroads.

Car service and storage charges.

Free time for loading or unloading all freight shall be allowed as follows: Computing from seven o'clock ante meridian of the day following placing of the car, and mailing of notice thereof, forty-eight hours. When a car is placed after twelve o'clock meridian of any day, the free time shall be computed from noon of the day following placing.

Free time.

Section 2. All acts or parts of acts inconsistent herewith are hereby repealed.

Repeal.

APPROVED—The 24th day of May, A. D. 1907.

EDWIN S. STUART.

No. 180.

AN ACT

Regulating the compensation of sheriffs for boarding prisoners confined in the county jail, in the counties of the Commonwealth of Pennsylvania which do not exceed fifty thousand population.

Sheriffs.

Counties not exceeding 50,000 population.

Allowance for boarding prisoners.

Repeal.

Section 1. Be it enacted, &c., That the sheriffs of the several counties of this Commonwealth which do not exceed fifty thousand in population, to whom are committed the custody of prisoners confined in the county jail, shall hereafter receive such allowances for boarding said prisoners as may be fixed by the county commissioners, subject to the approval of the courts of quarter sessions of the respective counties, said compensation not to exceed fifty cents per day for each prisoner.

Section 2. All acts or parts of acts inconsistent with the provisions of this act are hereby repealed.

APPROVED—The 25th day of May, A. D. 1907.

EDWIN S. STUART.

No. 181.

AN ACT

Authorizing boroughs to erect and maintain garbage-furnaces, and pass rules and regulations for the collection, care, and removal of garbage, and provide penalties for the violation of the same.

Boroughs.

Garbage-plants.

Power of councils.

Section 1. Be it enacted, &c., That all boroughs of this Commonwealth shall have power to erect, operate, and maintain garbage-plants, or to provide other means for the collection, destruction, or removal of garbage and other refuse material; and to provide for the payment of the cost and expense thereof, either in whole or in part, out of the funds of the borough.

Section 2. The councils of all boroughs shall have power to make all needful rules and regulations for the care and removal of garbage and other refuse material, including the imposition and collection of reasonable fees and charges therefor, and to provide fines and penalties for the violation of such rules and regulations.

APPROVED—The 25th day of May, A. D. 1907.

EDWIN S. STUART.

No. 182.

AN ACT

Authorizing and empowering road supervisors, in townships of the second class, to enter into contract with water companies for the placing of fire-hydrants in any village in said township, to purchase hose, et cetera, and to provide for the collection of funds for that purpose by levying a tax upon all owners of property in the district benefited.

Section 1. Be it enacted, &c., That the road supervisors of any township of the second class in this Commonwealth are hereby authorized and empowered, on the petition of the owners of a majority of the lineal feet frontage along any highway, or portion thereof, in any village within said township, to enter into contract with water companies for the placing of fire-hydrants along said highway, for the protection of property from fire.

Townships of the second class.

Contract for fire-hydrants.

Section 2. The supervisors shall levy, for the maintenance of fire-hydrants and the purchase of hose, et cetera, an annual tax upon the property abutting upon said highway, and in the district benefited thereby, based upon the assessment for county purposes. Such tax shall become a lien against such property, and shall be collected in the same manner as other taxes. The collector to receive the same commission as on the road-tax.

Tax.

Lien.

Section 3. The township treasurer shall receive all taxes collected for fire protection, and keep the same in a separate account, and pay the same out only on orders signed by the chairman of the board of supervisors, attested to by the secretary, and make a report to the auditors of the township annually.

Treasurer.

Report.

APPROVED—The 25th day of May, A. D. 1907.

EDWIN S. STUART.

No. 183.

AN ACT

Authorizing the Board of Public Charities to appoint two assistant general agents, and prescribing their duties.

Section 1. Be it enacted, &c., That the Board of Public Charities be, and are hereby, authorized to appoint two assistant general agents, who shall each be paid annually the sum of two thousand dollars, and actual traveling expenses.

Board of Public Charities.

Assistant general agents.

Section 2. It shall be the duty of the assistant general agents, provided for under the provisions of this act, when directed by either the Board of Public Chari-

Duties.

ties or the general agent thereof, to examine the condition of charitable, reformatory, or correctional institutions within the State, financially and otherwise.

Repeal.

Section 3. All acts or parts of acts inconsistent herewith be and the same are hereby repealed.

APPROVED—The 25th day of May, A. D. 1907.

EDWIN S. STUART.

No. 184.

AN ACT

To further amend an act, entitled "An act amending the eighty-ninth section of the act, entitled 'An act relating to counties and townships and to county and township officers,'" approved the fifteenth day of April, Anno Domini one thousand eight hundred and thirty-four, and amendment thereto, approved the twenty-fourth day of May, Anno Domini one thousand eight hundred and eighty-seven, making the compensation of assessors two dollars and fifty cents per day.

Assessors, compensation of.

Section 1. Be it enacted, &c., That the eighty-ninth section of the act, entitled "An act relating to counties and townships and to county and township officers," approved the fifteenth day of April, Anno Domini one thousand eight hundred and thirty-four, which reads as follows:—

Section 89, act of April 15, 1834.

"Section 89. It shall be the duty of each assessor and assistant assessor to keep an account of the several days by him actually employed in the performance of his duties and to make return of the same to the commissioners of the county, verified by his oath or affirmation, and for each day necessarily so employed he shall receive the sum of *one dollar*," which was amended by an act, entitled "An act amending the eighty-ninth section of the act, entitled 'An act relating to counties and townships and to county and township officers,'" approved May twenty-fourth, one thousand eight hundred and eighty-seven, to read as follows:—

Section 89, act of May 24, 1887, cited for amendment.

"Section 89. It shall be the duty of each assessor and assistant assessor to keep an account of the several days by him actually employed in the performance of his duties, and to make return of the same to the county commissioners of the county, verified by his oath or affirmation, and for each day necessarily so employed he shall receive the sum of *two dollars*," be further amended so it shall read as follows:—

Compensation.

Section 89. It shall be the duty of each assessor and assistant assessor to keep an account of the several days by him actually employed in the performance of his duties, and to make return of the same to the commissioners of the county, verified by his oath or affirma-

tion, and for each day necessarily so employed he shall receive the sum of *two dollars and fifty cents*.

APPROVED—The 25th day of May, A. D. 1907.

EDWIN S. STUART.

No. 185.

AN ACT

To extend the provisions of the thirteenth section of an act, relating to roads and bridges in the county of York, approved the seventeenth day of February, Anno Domini one thousand eight hundred sixty, to the other counties of this Commonwealth.

Section 1. Be it enacted, &c., That the provisions of the thirteenth section of an act, entitled "An act relating to roads and bridges in the county of York," approved the seventeenth day of February, Anno Domini one thousand eight hundred sixty, which section reads as follows:—

Roads and
bridges.

County of York.

"Section 13. That in all cases where the action of the court or grand jury shall be adverse to the grant of a new road or bridge, no new petition to view the same site, or one substantially the same, shall be granted by the court until after the expiration of two years from the final decree of the court on the former application; nor shall any report recommending the erection of a new bridge be presented to a subsequent grand jury, after two grand juries have refused to approve the same," be and the same are hereby extended to the other counties of this Commonwealth.

Section 13, act of
February 17, 1860,
cited.

Extending pro-
visions to other
counties.

Section 2. That all acts inconsistent with the foregoing are hereby repealed: Provided, That nothing herein contained shall be so construed as to affect any proceedings commenced, or now pending, relative to the laying out or vacating any road within said Commonwealth.

Repeal.
Proviso.

APPROVED—The 25th day of May, A. D. 1907.

EDWIN S. STUART.

No. 186.

AN ACT

To require the thorough cleansing of the inside of cans and other vessels, used in the shipment of milk or cream on railroads.

Section 1. Be it enacted, &c., That all cans or other vessels, used in the shipment of milk or cream on rail-

Milk cans and
vessels.

Used in railroad
shipment.

Cleansing of.

Neglect.

Fine.

Default.

Commitment.

roads, shall be thoroughly cleansed of the refuse of milk or cream, and other foreign matter, in, or adhering to the inside of, such can or other vessel, before shipment, and reshipment of same back to the original shipper thereof.

Section 2. Any person or persons who shall fail or neglect to cleanse the cans or other vessels as provided for in section one of this act shall be liable to a penalty, not exceeding fifty dollars, for each and every violation of this act, to be recovered in the name of the Commonwealth, as debts of equal amount are by law recoverable, by any person or persons who may sue for the same. All moieties or fines shall be paid into the county treasury of the respective counties of the Commonwealth where suit is brought; be paid to the treasurer of the county where such suit shall have been brought.

Section 3. In default of the payment of the penalty, recovered as provided for in section two of this act, the person or persons against whom such penalty is recovered shall be committed to the jail of the proper county, for as many days as the penalty recovered is in dollars.

APPROVED—The 25th day of May, A. D. 1907.

EDWIN S. STUART.

No. 187.

AN ACT

To protect the public health by providing for the prevention of the preparation and sale of meat and food products which are unsound, unhealthful, unwholesome, and otherwise unfit for human food; defining what shall be regarded as meat and meat food products; authorizing the appointment and compensation of local meat inspectors; authorizing the State Livestock Sanitary Board to enforce the provisions of this act, to make rules and regulations for its enforcement, and to appoint agents to assist in its enforcement; and to provide penalties for the violation or perversion hereof.

Public health.

State Livestock
Sanitary Board.

Rules and regu-
lations.

Section 1. Be it enacted, &c., That the State Livestock Sanitary Board is hereby authorized to organize and to administer, in accordance with the provisions of this act, a service for the purpose of protecting the consumers of meats from injury by diseased, contaminated, putrid, or otherwise unsound, unhealthful, or unwholesome meats or meat food products, unfit for human consumption. The State Livestock Sanitary Board shall formulate and promulgate rules and regulations for the disposal of the carcasses of diseased animals. So far as they are applicable and are approved, the meat inspection regulations of the United States Department of Agriculture may be adopted and promulgated by the State Livestock Sanitary Board.

Section 2. No person, firm, or corporation, or any officer or agent of such person, firm or corporation, shall sell, offer for sale, expose with intent to sell, or prepare for use as human food, any meat or meat product from an animal that is in such condition that its flesh is unsound, unhealthful, unwholesome, or otherwise unfit for human food. Nor shall any unsound, unhealthful, or unwholesome meat or meat product be sold, or offered for sale, or exposed with intent to sell, for use as human food, or be manufactured or prepared for use as human food.

Unsound and unhealthful "meats and meat food products."

Definition.

The terms meats and meat food products, wherever used in this act, shall include and apply to all carcasses, or parts of carcasses, of cattle, sheep, swine, and goats, and the meat or meat food products thereof.

Section 3. The owners, lessees, occupiers, or managers of all abattoirs, slaughtering, packing, butchering, meat-canning, meat manufacturing or rendering establishments, and of places or vehicles where meat is prepared, stored, sold, or transported, shall keep such establishments, places, and vehicles in a wholesome, clean and sanitary condition.

Places and vehicles shall be kept in sanitary condition.

Section 4. The Governor is hereby authorized and empowered to appoint ten persons to serve as agents to assist in the enforcement of the provisions of this act. Such agents shall have knowledge of the diseases of meat producing animals, and shall be versed in the conditions that affect the soundness, healthfulness, and wholesomeness of animal food products. An appropriate standard of fitness for appointees to these offices shall be established and maintained by the State Livestock Sanitary Board.

Agents, appointment of.

Qualifications.

Section 5. Agents of the State Livestock Sanitary Board, as provided for in section four of this act, shall receive a salary of one thousand eight hundred dollars per year, and their actual necessary traveling expenses while engaged in the proper duties of their office: Provided, however, That such expenses shall not exceed one hundred dollars per month.

Salaries and expenses.

Section 6. It shall be the duty of agents of the State Livestock Sanitary Board, as provided in this act, to perform such services prescribed by this act as may be imposed by authority of the State Livestock Sanitary Board. Such agents are authorized, without let or hindrance, to enter upon any premises, or to enter any place, building, vehicle, or vessel, used for the storage, preparation, or transportation of animals or their products, and to examine, in any way that may be necessary, any animals, meats, or meat food product there found, for the purpose of determining whether such animals, meats, or meat food products are, or may be made into, sound, wholesome, and healthful human food. Animals, carcasses, or parts thereof, that are

Duty of agents.

Right of entry and examination.

Disposal of un-
sound animals,
carcasses, etc.

unsound, unhealthful, unwholesome, or otherwise unfit for human food, shall be rejected or condemned, and said animals, carcasses, or parts or products thereof, shall be treated and disposed of in such a way that they cannot be used as human food, as shall be provided by the rules of the State Livestock Sanitary Board.

Examinations of
establishments.

Section 7. It shall be the duty of the agents of the State Livestock Sanitary Board, as provided by this act, to make examinations of slaughtering, packing, meat-canning, rendering, or similar establishments, and of places where meats or meat food products are manufactured, prepared, stored, or sold, for the purpose of ascertaining whether the said establishments or places are constructed, arranged, equipped, managed, or cared for in such a way as injuriously to affect the soundness, healthfulness, or wholesomeness, or otherwise to render unfit for human food, the meats or meat food products therein prepared, stored, or sold. In case the establishment, or the manner in which it is arranged, equipped, managed, or cared for, shall be

When found de-
fective.

found to be defective in such particulars as to make it probable that, by virtue of such defect or defects, the meats or meat food products may be rendered unsound, unhealthful, unwholesome, or otherwise unfit for human food, it shall be the duty of the agent of the State Livestock Sanitary Board to notify the owner, occupier, or manager thereof as to the nature of the particular defects found, and report the same to the State Livestock Sanitary Board. The said Board shall thereupon send to the owner, occupier, or manager of the defective establishment or place a notice, in writing, in which the defect or defects shall be described; and the owner, occupier, or manager shall thereupon, within reasonable time, remedy, remove, or abolish the said defects. In the case that a defect in respect to the construction, arrangement, equipment, management, or care of a slaughtering, packing, meat-canning, rendering, or similar establishment, or of a place where meat or meat food products are manufactured, prepared, stored, or sold, deemed by the State Livestock Sanitary Board to be of such a nature as to render it probable that the meat or meat food products therein prepared, stored, or sold may, by virtue of said defect, be rendered unsound, unhealthful, or unwholesome,

Removal of
defect.

or otherwise unfit for human food, is not removed or abolished within reasonable time, to be designated by the State Livestock Sanitary Board, after notice from the said Board, the said establishment or place may be closed; and the owner, occupier, or manager thereof, and all other persons, are forbidden to use the said establishment or place for the preparation, storage, or sale of meats or meat food products until the said

If not removed.

defect is remedied, removed, or abolished in a way that is approved by an authorized agent of the State Livestock Sanitary Board.

Section 8. All cities and boroughs, and all townships of the first class, are authorized and empowered to provide for the appointment of local meat-inspectors, as may be required, and to fix their compensation, which shall be paid from the funds of the city, borough, or township of the first class. The qualifications of such local meat-inspectors shall be certified by the State Livestock Sanitary Board, and they shall have the same authority and duties as are, by this act, conferred on agents of the State Livestock Sanitary Board, and shall be subject to the same rules and regulations. Such certificates of qualification may be withdrawn or revoked at any time by the State Livestock Sanitary Board, for incompetency or neglect of duty. Local meat-inspectors shall have jurisdiction only within the limits of the city or borough, or township of the first class, by and for which they are appointed. Such local meat-inspectors shall not be governed by ordinances, rules, or regulations that are incompatible with, or that conflict with, provisions of this act, or with the rules or regulations for the guidance of its agents, approved and promulgated by the State Livestock Sanitary Board.

Local meat-inspectors.

Qualifications.

Authority and duties.

Jurisdiction.

Section 9. The State Livestock Sanitary Board may, under such rules and regulations as it may adopt, not incompatible with the acts of Assembly or the Constitution of the Commonwealth, appoint local agents to examine the animals, carcasses, meats, and meat food products, used, prepared, or stored in local slaughtering, packing, canning, rendering, or similar establishments, and to affix an approved stamp or mark to the meats and meat food products that are found to be sound, healthful, wholesome, and fit for human food. The meats and meat food products that are found to be unsound, unhealthful, unwholesome, or otherwise unfit for human food, shall be rejected or condemned, and disposed of so that they cannot be used for human food, in the manner provided by the rules and regulations of the State Livestock Sanitary Board. Such agents shall report to, and they may be transferred or dismissed by, the State Livestock Sanitary Board. They shall be subject to the provisions of this act, and to the regulations governing and for the guidance of agents of the State Livestock Sanitary Board.

Local agents.

Stamping or marking.

The funds for the compensation of such local agents as are provided for in this section of this act shall be furnished by the owner or manager of the establishment that such agent is appointed to oversee, and upon whose request this form of inspection is established. The funds for the payment of such local agents shall be deposited by the owner or manager of such establish-

Compensation of agents.

Manner of payment.

	ment, to his own credit, in some bank or trust company to be designated by the State Livestock Sanitary Board; and shall be paid out upon the cheque of such owner or manager, payable to the order of the local agent entitled to compensation, after the bill of such local agent for services has been approved by authority of the State Livestock Sanitary Board, and the cheque, so drawn for said compensation, has been approved by authority of said Board: Provided, That such agents as are provided for by this section of this act shall be appointed only upon request of the persons or firms who agree to meet such expense. Employees of the United States Department of Agriculture, engaged in the inspection of animals, meats, and meat food products, may be appointed agents of the State Livestock Sanitary Board, and be clothed with the powers of such agents: Provided, however, That such employees of the United States Department of Agriculture shall receive no pay or compensation for such service as agents of the State Livestock Sanitary Board.
Proviso.	
Appointment. Employees of the United States Department of Agriculture.	
Use of Board's laboratory.	Section 10. The State Livestock Sanitary Board shall make arrangements for cooperation between the laboratory of the Board and those engaged in the examination and inspection of meat producing animals and meats, so that unusual or difficult diseases and conditions may be scientifically studied and accurately diagnosed for the benefit of the meat inspection service.
Enforcement of act.	Section 11. The State Livestock Sanitary Board may, from time to time, make such regulations for the enforcement of this act as may be necessary to carry its provisions into force and effect, and, so far as is compatible with the purposes of this act, the plans, regulations, and methods of the meat-inspection service of the United States Department of Agriculture shall constitute the standard to be adopted and followed. And the meat-inspection work of the United States Department of Agriculture shall not be repeated or duplicated by the agents of the State Livestock Sanitary Board, nor by local meat-inspectors: Provided, That the provisions of this act shall not apply to animals slaughtered by any farmer on the farm, and sold or transported to market as meat or meat food products; nor to retail butchers and retail dealers in meat or meat food products, supplying their customers. But this proviso shall not prevent agents of the State Livestock Sanitary Board or local meat-inspectors from inspecting such premises, animals, meats, or meat food products, at any time. And if any such person shall sell, or offer for sale or transportation, any meat or meat food products which are diseased, unsound, unhealthful, unwholesome, or otherwise unfit for human food, knowing that such meat food products are in-
Rules and regu- lations.	
Proviso.	
Exemption.	
Inspection.	

tended for human consumption, or shall keep his establishment, salesplace, or vehicle in unsanitary condition, after official notice being served, he shall be guilty of a misdemeanor.

Section 12. No person shall make, duplicate, reproduce, forge, or counterfeit any stamp, certificate, mark, or emblem used or authorized to be used by the State Livestock Sanitary Board for marking or designating animals, carcasses, meats, or meat food products that have been approved or condemned; and no such stamp, certificate, mark, or emblem, used or authorized to be used by the State Livestock Sanitary Board, shall be used or employed without specific authority so to do from the State Livestock Sanitary Board.

Section 13. Any agent of the State Livestock Sanitary Board, or any local meat-inspector appointed by authority of the said Board, or any local meat-inspector appointed by any city, borough, or township of the first class, who shall pass or approve any meat or meat food product that is unsound, unhealthful, unwholesome, or otherwise unfit for human food, or who shall fail to perform his duties as prescribed by this act, or who shall accept any money, gift or other thing of value from any person, firm, or corporation, or officers, agents or employes thereof, given with intent to influence his official action, shall be deemed guilty of a misdemeanor, and shall, upon conviction thereof, be summarily discharged from office, and shall be punished by a fine of not more than five hundred dollars, or by imprisonment not exceeding one year, or by both such fine and imprisonment.

Any person, firm, or corporation, or any agent or employe of any person, firm, or corporation, who shall give, pay, or offer, directly or indirectly, to any agent, officer, or inspector authorized to perform any of the duties prescribed by this act, or by the rules and regulations of the State Livestock Sanitary Board, any money or other thing of value, with intent to influence said agent, officer, or inspector in the discharge of any duty herein provided for, shall be deemed guilty of a misdemeanor, and, upon conviction thereof, shall be punished by a fine not exceeding five hundred dollars, or by imprisonment not exceeding one year, or by both such fine and imprisonment.

If any person shall sell or offer for sale, or offer for transportation to market, any meat or meat food product which is diseased, unsound, unhealthful, unwholesome, or otherwise unfit for human food, knowing that such meat or meat food product is intended for human consumption, he shall be guilty of a misdemeanor, and, upon conviction thereof, shall be punished by a fine not exceeding five hundred dollars, or by imprisonment for a period not exceeding one year, or by both such fine and imprisonment.

Misdemeanor.

Counterfeit
stamp, certificate, mark, etc.

Dereliction of
duty.

Misdemeanor.

Penalty.

Bribery of agents
or employes.

Misdemeanor.

Penalty.

Offering for sale,
etc., of unsound
meats or products.

Misdemeanor.

Penalty.

Violations of provisions of act.

Penalty.

Any person, firm, or corporation, or any officer or agent of such firm or corporation, who shall violate any of the provisions of this act shall be deemed guilty of a misdemeanor, and, upon conviction thereof, shall be punished by a fine not exceeding five hundred dollars, or by imprisonment not exceeding one year, or by both such fine and imprisonment.

Section 14. All fines and penalties arising from violations of any of the provisions of this act shall be paid to the State Livestock Sanitary Board, and shall be immediately paid by said Board to the State Treasurer, for the use of the Commonwealth.

APPROVED—The 25th day of May, A. D. 1907.

EDWIN S. STUART.

No. 188.

AN ACT

Relating to the location, construction, and maintenance of viaducts and bridges in boroughs and adjacent territory; empowering the several boroughs of this Commonwealth to construct or have constructed bridges or viaducts over rivers, creeks, streams, railroads, and private land, or over and across railroads and any of them, or over and across railroads, for public highways, and to procure locations therefor by purchase or condemnation proceedings, whether the same be wholly within, or partly within and partly without the borough limits; authorizing said boroughs to unite and enter into a contract or contracts with the county commissioners of the proper county, and with railroad, street railway and other companies and parties interested, or with any of them, for the erection, construction, and maintenance of said viaducts and bridges, and for the payment of the damage caused by their location and erection; and forbidding any railroad company to pass under or upon any such viaduct or bridge without contributing to the cost of maintenance thereof.

Boroughs.

Building of viaducts or bridges over and across railroads.

Public highways.

Proviso.

Section 1. Be it enacted, &c., That the several boroughs of this Commonwealth are hereby authorized to locate and build viaducts or bridges, to be used as public highways, over railroads, rivers, creeks, streams, and private property, or over and across railroads and any of them, or over and across railroads, whether the said viaducts or bridges be wholly within, or partly without and partly within, the borough limits, for the purpose of uniting two or more different streets or highways, or separate portions of the same highway or extension thereof: Provided, That the said viaducts or bridges must, in all cases, cross the aforesaid railroads; and that, in all other cases, any viaduct or bridge shall be erected in the manner provided by existing laws for the erection of such viaducts or bridges in the several boroughs of this Commonwealth.

Section 2. The said boroughs shall have the right

to enact ordinances providing for the laying out and opening of the routes or locations for said viaducts and bridges, which shall be public highways; and the proceedings for the said laying out and fixing locations and for the opening thereof shall be the same as is provided by law in the laying out and opening of streets in said boroughs, except that no petition of property owners shall be required therefor.

Ordinances.

Procedure.

No petition required.

Section 3. In case the said respective borough has not agreed with the owner or owners for the damages done, or likely to be done, by the erection of said viaduct or bridge, it shall be lawful for the said borough to take and appropriate the lands and property necessary, over and across which to erect said bridge or viaduct, and the damages and benefits caused by the said taking and appropriation shall be assessed by three freeholders as viewers, appointed by the court of common pleas, in the same manner and with like proceedings as is now or shall hereafter be provided by law in the opening of public streets.

Appropriation of land and property.

Viewers.

Procedure.

Section 4. The said borough shall also have the power to enter into and unite in a contract or contracts with the county commissioners of the proper county, and also with railroads, street railway, and other companies, and parties interested, or with any or all of them, for the building, construction, and maintenance of said viaduct or bridges, or for certain parts or portions thereof, and for the payment of any damages caused by the location and the said erection.

Contracts.

Section 5. When the said viaduct or bridge crosses a river, creek, or stream, or other place, over which the county is authorized by law to build bridges, the said county commissioners may contract, subject to the approval of the court of quarter sessions of the proper county, for that part or portion of the viaduct or bridge which crosses any of the places hereinbefore mentioned, over which the county is authorized by law to build bridges, including the abutments and piers thereof, and such parts shall thereafter be maintained as a county bridge; or, they may contract for such part or portion of the whole structure as is equal to the part or portion of the viaduct or bridge over the respective river, creek, stream, or other place, as aforesaid: Provided, however, That, in such cases, the said county commissioners may contract to pay an amount of money greater than that which is hereinabove provided for, toward the construction of the entire structure; but the amount of the said additional moneys, over and above the amount necessary to build the bridge or viaduct across the respective river, creek, stream, or other place, shall be first approved by the court aforesaid. When the said viaduct or bridge shall not cross a river, creek, stream, or other place aforesaid,

Across river, creek or stream.

County contracts.

County bridge.

Proviso.

Approval by court.

Across railroads
and private prop-
erty.

Borough struc-
ture.

Stipulations of
contract as to
payments.

Payment, how to
be made.

Maintenance.

Railroad shall
aid in mainte-
nance.

Plans and speci-
fications.

Contracts.

but shall cross merely railroads, or railroads and private property, the said county commissioners may contract, subject to the approval of the aforesaid court, to pay an amount of money not exceeding thirty per centum of the entire cost of the proposed viaduct or bridge; and such viaduct or bridge shall thereafter be maintained as a borough structure by the borough, which shall be authorized to contract with any of the parties interested, except the county aforesaid, for the maintenance of the same.

Section 6. The contracts herein provided for may stipulate that the respective borough, county, railroad company, street railway, or other company, or parties interested, or any of them, shall pay a certain part or portion of the whole contract price or cost of the work, including damages; or may stipulate that each shall construct or pay for the construction of a certain part or portion of the work, and may otherwise provide for the payment of the damages. When any railroad company, street railway, or other company, or other parties interested, agree to pay a certain part or portion of the cost of the entire work, they shall pay such part or portion into the proper borough treasury; and upon said payment the borough treasurer shall be liable therefor, and he shall pay the same over to the contractors, as may be provided in the contract; but the amount to be paid by the respective county shall be paid directly to the contractor, as may be provided by the said contract. The said agreements may also provide for the maintenance of the said viaducts and bridges after their erection. All contracts provided for by this act shall be binding upon the parties thereto, their lessees, successors, heirs, and assigns.

Section 7. Before any railroad, which has not contributed to the payment of the cost of construction of said viaduct or bridge, shall be permitted to run its line or lines of tracks under or upon said bridge or viaduct, it shall enter into a contract with the said borough to thereafter pay a reasonable amount, part, or portion toward the keeping up and maintaining of the said structure, which amount shall be at the same rate, on the same basis, as is paid by the other railroad companies.

Section 8. Whenever the borough, county commissioners, and the said railroad, street railway, and other companies, and others interested, or any of them, have entered into a contract or contracts for the construction of said bridge or viaduct, as is hereinbefore provided, it shall be lawful for the said borough and the said county commissioners to have prepared plans or specifications of the entire work, and thereafter to advertise for bids, and to award the contract to the lowest responsible bidder. The con-

tract for the said work shall provide that the county shall pay for its certain part of said bridge or viaduct, and the borough shall contract for the other part of the said work; but the said contract as to the borough's part thereof shall be based upon the appropriation made by the borough for the part of the work for which it had agreed to pay, and the remaining part of the contract price shall be based upon the amounts the other parties have agreed to pay; and the contractor shall have the right of action against each party uniting in said contract for the part thereof agreed to be paid by each party, respectively, as set forth in the contract or contracts in which all the parties unite as aforesaid.

Contractor's right of action.

Section 9. In case the county commissioners do not unite in any such contract as is hereinbefore provided for, it shall be lawful for the said borough to contract for the construction of the viaduct as aforesaid, and to pay for the entire work or to contract manner aforesaid, in which case the aforesaid parties in the for the said work shall be the plans and specifications and advertisement shall be made prepared by the borough at with all or any other of for bids, and the contract let in the manner hereinbefore provided. The contract for the work shall be based upon the borough's appropriation, and upon the amounts agreed to be paid by the other parties, as provided in the preceding section.

In case county does not unite in contract.

Section 10. Any of the contracts hereinbefore provided for may be recorded in the recorder's office of the proper county in which the respective borough is situate, and such record shall be notice to all persons who might be affected thereby.

Recording of contract.

APPROVED—The 25th day of May, A. D. 1907.

EDWIN S. STUART.

No. 189.

AN ACT

Fixing the amount of charges for sheriffs' watchmen, and the hours of employment.

Section 1. Be it enacted, &c., That from and after the passage of this act, watchmen employed by the sheriffs of the various counties to prevent loss, destruction, removal, or eloigning of goods and chattels subject to levy on any writ of execution, shall receive for their services the sum of two dollars per day, which said day shall consist of not more than twelve hours.

Sheriffs' watchmen.

Per diem.

Hours.

Section 2. That all acts or parts of acts, in force

Repeal.

at the date of the passage of this act, inconsistent with its provisions, are hereby repealed.

APPROVED—The 25th day of May, A. D. 1907.

EDWIN S. STUART.

No. 190.

AN ACT

To provide revenue by imposing a license-tax on the keepers of all shooting-galleries, shuffle-board-rooms, billiard or pool-rooms, for purpose of profit, or any other place in which any game is played on a table with the use of balls and cues; and bowling-alleys, ninepin-alleys, tenpin-alleys, or other alleys or places in which any game is played with the use of balls or pins, or other objects; providing for the collection of said tax, and imposing certain duties upon mercantile appraisers and county treasurers.

Revenue.

Shooting galleries, billiard-rooms, pool-rooms, tenpin alleys, etc.

License.

Fees.

Provided.

Summer resorts.

Proviso.

Definitions.

Section 1. Be it enacted, &c., That no person, firm, limited partnership, or corporation shall keep, for purpose of profit, any shooting-gallery, shuffle-board-room, billiard- or pool-room, bowling-alley, nine or tenpin-alley, or any alley or place on or in which any game is played with the use of balls and pins, or other objects, in this Commonwealth, without first taking out a license from the treasurer of the proper county. Every such person, firm, limited partnership, or corporation shall pay, each year, the sum of twenty dollars for the first shooting-gallery, shuffle-board, billiard or pool-table, or bowling-alley, nine or tenpin or other alley, or other game played with the use of balls or pins, or other objects; and ten dollars for each additional table, alley, or game played with the use of balls or pins, or other objects; to be collected by suit at law: Provided, That licenses shall be granted to persons or corporations maintaining summer resorts, for such part of the year as such summer resorts may be maintained, and for which a license fee of twenty-five dollars shall be charged for the season; such rate covering all fees on shooting-galleries, shuffle-boards, billiard and pool tables, and bowling-alleys maintained in connection with such summer resort: Provided, That this section shall not be construed to tax shooting-galleries, shuffle-boards, billiard tables, pool tables, nine or tenpin, or other alleys, connected with hospitals, asylums or other institutions for the relief of the insane and diseased.

Section 2. "Billiard-room," as used in this act, means any room in which any game is played upon any table with balls and cue, whether such game be known as billiards, pool, Manhattan pool, or by any other name or designation. "Billiard table" means any table.

whether pocket or carom, upon which the game of billiards, or what is now popularly known as pool, or Manhattan pool, is played. "Nine and tenpin alley" includes any place on or in which any game is played with the use of balls and pins, or other objects.

Section 3. It shall be the duty of every mercantile appraiser, in each of the counties of the Commonwealth, to ascertain and assess each and every keeper of shooting-galleries, shuffle-board-rooms, billiard-rooms, pool-rooms, bowling-alleys, ninepin-alleys, tenpin-alleys, or any alley or place on or in which any game is played with the use of balls and pins, or other objects, in the manner provided by law for the assessment of mercantile license-taxes; and his appraisement shall be final and conclusive, unless appealed from within ten days to the county treasurer and mercantile appraiser, in all counties; except where there is a board of mercantile appraisers, in which case the board shall hear all appeals. Any person so appraised shall have a further right of appeal to the court of common pleas, within ten days from the decision of the county treasurer and mercantile appraiser, or board of mercantile appraisers, as in the case of mercantile licenses. Unless appealed from, as aforesaid, the said assessment shall be final and conclusive upon the said keeper in any civil suit brought for the recovery of said license-fees. And in such suit fifty per centum shall be added to the said assessment and collected from each keeper, as a penalty for failure to pay the same. Each keeper shall pay, in addition to the said license-tax, a fee of one dollar to the county treasurer, for each place of business kept by him. The mercantile appraiser shall be entitled to the same compensation as in the case of mercantile licenses, to be paid by the licensee.

Section 4. It shall be the duty of every mercantile appraiser to certify to the county treasurer a correct list of all persons, firms, or corporations assessed in the county in which he is appointed, giving the names and business addresses of the keepers so returned, and the amount of license due by each. This list shall be kept by the county treasurer in collecting said license-taxes. After appeals have been taken, and exonerations made, the correct list shall be certified by the county treasurer to the Auditor General and State Treasurer, on or before the first day of January in each and every year.

Section 5. It shall be the duty of the county treasurer of the proper county to proceed to collect the amount due for said taxes, in the same manner as mercantile licenses are by law collected. The county treasurer shall, at the expiration of each month, forward the amount of license-taxes received by him, including such penalties as aforesaid, to the State Treasurer. The rate of commission allowed the county treas-

Duties of mercantile appraisers.

Assessment.

Appeals.

Additional assessments as penalty.

Fee of \$1.00.

Certified list of those assessed.

Certified to Auditor General and State Treasurer.

Duty of county treasurer.

License fee.

urer for his services in collecting the said license-tax shall be the same as for collecting mercantile licenses, and the county treasurer shall be allowed a fee of one dollar, to be paid by the licensee, for issuing each license.

Section 6. The license-tax herein provided for shall be in lieu of all license-taxes heretofore required by law to be paid, for the use of the Commonwealth, by said keepers.

Repeals.

Section 7. Section six of the act, entitled "An act for the relief of Mary Lambrite, widow of a revolutionary soldier, relating to the poorhouse of Beaver county, and to licensing billiard-rooms, et cetera, in Bradford county," approved the third day of April, Anno Domini one thousand eight hundred and fifty-two, which reads as follows:—

Section 6, act of April 3, 1852.

"Section 6. That hereafter the license on each billiard-room, bowling-saloon, or nine or tenpin-alley, in the county of Bedford, shall be at the rate of two dollars and fifty cents for every month the same may be in use."

Section 1, act of March 2, 1860.

Section one of the act, entitled "An act to extend the provisions of a certain act to Monroe and Lancaster counties," approved the twenty-second day of March, Anno Domini one thousand eight hundred and sixty, which reads as follows:—

"Section 1. Be it enacted, &c., That the provisions of the sixth section of an act, entitled 'An act for the relief of Mary Lambrite, a widow of a revolutionary soldier, relating to a poorhouse in Beaver county, and to licensing billiard-rooms, et cetera, in Bedford county,' approved April third, one thousand eight hundred and fifty-two, be and are hereby extended to Monroe and Lancaster counties: Provided, That the provisions of the said section shall only extend in Lancaster to Ephrata Mountain Springs."

Section 1, act of April 5, 1862.

Section one of the act, entitled "An act extending the provisions of an act relative to billiard-rooms in Bedford county to Carbon county," approved the fifth day of April, Anno Domini one thousand eight hundred and sixty-two, which reads as follows:—

"Section 1. Be it enacted, &c., That the provisions of the sixth section of an act, entitled 'An act for the relief of Mary Lambrite, widow of a revolutionary soldier, relating to the poor-house of Beaver county, and to licensing billiard-rooms, et cetera, in Bradford county, should be Bedford county, approved the third day of April, Anno Domini one thousand eight hundred and fifty-two, be and the same is hereby extended to the county of Carbon," and all acts or parts of acts inconsistent herewith are hereby repealed, except as to pending cases or licenses due thereunder.

Repeal.

APPROVED—The 25th day of May, A. D. 1907.

EDWIN S. STUART.

No. 191.

AN ACT

Authorizing the employment of male prisoners of the jails, and workhouses of this Commonwealth upon the public highways of the several counties, and regulating the same; and providing for the establishment of Prison Boards, the purchase of material and tools, and employment of deputies, at the expense of the proper county, and a penalty for the escape of prisoners while employed outside of said jails, workhouses.

Section 1. Be it enacted, &c., That for the better employment of the prisoners and improvement of highways of this Commonwealth, from and after the passage of this act, it shall and may be lawful to require every able-bodied male prisoner, now or hereafter confined under sentence within any jail or workhouse now or hereafter to be established in this Commonwealth, to do and perform eight hours of manual labor each day of such imprisonment, except on Sunday or legal holidays: Provided, That this act shall not include any prisoner awaiting trial, or over ten per centum of the prisoners confined in any workhouse, unless authorized by the managers or officers in control thereof.

Employment of male prisoners of jails and workhouses upon highways.

Proviso.

Section 2. The labor to be done or performed shall be classified, fixed, and established by the Prison Boards, which are hereby created in the several counties of the Commonwealth, and to be constituted as hereinafter set forth, and shall be subject to such rules and regulations as shall be adopted by the respective Prison Boards, and approved by the president judge of the court of quarter sessions of the proper county, to secure humane treatment of said prisoners and provide continuous and healthful employment.

Classification of labor by Prison Boards.

Section 3. That the sheriff and county commissioners of the several counties of the Commonwealth shall compose the Prison Board for employment of prisoners in the jails of the respective counties; and the superintendent and managers, or other chief officers, of the several workhouses shall constitute the Prison Board thereof, for the employment of the prisoners therein, in the several counties wherein the same is or may be located.

Prison Boards.

Section 4. The Prison Boards so constituted, and each of them, within their respective counties, and under the rules and regulations to be established under section two of this act, shall have full power and authority to compel the said male prisoners to work on the public highways, outside of the limits of the said jails and workhouses, and within the respective counties: Provided, That preference shall be given to the making new and the maintenance and repair of the main public roads; all roads to be made to conform

Power and authority of Boards.

Work on highways.

Proviso.

Preference given
main public
roads.

in grade and width to the general road laws of the State and according to the plans and specifications prescribed and laid out by the State Highway Department; and the said work shall be done so that not more than five miles of road shall be constructed in any township, by this method, until a like mileage has been completed in each and every township in said county.

Organization of
Boards.

Section 5. For the purpose of carrying the several provisions of this act into effect, the several Prison Boards, established under this act, shall organize and establish the rules required in section two of this act, within thirty days after the passage thereof; and said Prison Boards shall be required to purchase all materials and tools adapted to the work, as the same shall be ordered, which tools and materials shall be paid out of the moneys in the treasury of the proper county, upon warrants drawn by the county commissioners thereof.

Tools, etc.

Deputies.

Section 6. The respective Prison Boards shall have power and authority to employ such deputies, or other guards or officers, as shall be necessary for the supervision, safe-keeping and good conduct of the said prisoners while employed without the said prisons, and these deputies shall receive the same pay as for like services within the prisons: Provided, That the compensation of such additional deputies employed by Prison Boards shall not exceed two dollars per day for their services, to be paid out of moneys of the treasurer of the proper county.

Compensation.

Escape, or at-
tempt to escape.

Section 7. If any prisoner, while employed outside of the limits of said jails or workhouses, and while beyond said limits, shall make his escape, or attempt to escape, the prisoner so escaping, or attempting to escape, shall be deemed and taken to have committed an escape or breach of prison, and shall be subject to like penalties as are now provided by law for an escape or breach of prison.

Penalty.

Repeal.

Proviso.

Section 8. All acts or parts of acts inconsistent with this act be and the same are hereby repealed: Provided, however, That this act shall not affect or change the method or manner of employment of prisoners within said prisons, or control thereof.

APPROVED—The 25th day of May, A. D. 1907.

EDWIN S. STUART.

No. 192.

AN ACT

Creating an art jury for cities of the first class, and prescribing its powers and duties.

Section 1. Be it enacted, &c., That in every city of the first class in this Commonwealth there shall be an art jury, composed of the mayor of the city, ex officio, and eight other members to be appointed by him as hereinafter provided. In all matters within the jurisdiction of the jury, pertaining to work under the special charge of a bureau in any department of the city, the head of such bureau shall, also, for the time being, act as a member of the jury, ex officio.

Cities of the first class.

Art jury.

Section 2. The members of the jury, to be appointed by the mayor, shall consist of a painter, a sculptor, an architect, a member of a commission having control of a public park in said city, not holding any other office under the city government, and four other persons, not engaged in the practice of the profession of painting, sculpture, or architecture, but, at the date of their appointment, members of the governing body or teaching force of a corporation or corporations organized under the laws of this Commonwealth and conducting a school of art or architecture in said city. Those first selected shall be appointed by the mayor in groups of two, for terms of one, two, three, and four years, respectively, from the first Monday of April, and thereafter the successor of each of them shall be appointed for a term of four years from the date of expiration of his predecessor's term, except in the case of an appointment to fill a vacancy occurring during a term, which shall be for only the unexpired portion of the term. All appointments under this act shall be exempt from the provisions of the act to regulate and improve the civil service of the cities of the first class, approved March fifth, one thousand nine hundred and six, but shall be subject to confirmation by select councils of the said cities.

Vocation of members.

Terms.

Exemption from civil service act

Section 3. The members of the jury shall serve without compensation; and from their own number shall elect a president and secretary, to serve for one year, and until their successors are elected. The jury shall have power to adopt its own rules of procedure and to prescribe regulations for the submission to it of all matters within its jurisdiction. Five members shall constitute a quorum. The councils of said city shall, by ordinance, provide for the necessary expenses of the jury, including the salaries of such clerk, or clerks, as may be required, and appointed by the mayor of said cities.

President and secretary.

Rules and regulations.

Quorum.

Expenses.

Clerks.

Section 4. Hereafter no work of art shall become the property of a city of the first class, by purchase, gift,

Approval of
works of art, de-
signs, etc.

Submission of
models.

"Work of art"
defined.

Removals, etc.

Report.

Act not to affect
legally authorized
commissions.

or otherwise, unless such work of art, or design for the same, and the proposed location of such work of art, shall first have been submitted to and approved by the art jury of said city; nor shall any work of art, until so approved, be erected or placed in or upon, or allowed to extend over, any building, highway, stream, lake, square, park, or other public place belonging to or under the control of said city. The jury may, when it deems proper, also require a complete model of the proposed work of art to be submitted to it before taking final action thereon. The term "work of art," as used in this act, shall include all paintings, mural decorations, inscriptions, stained glass, statues, reliefs, or other sculptures, monuments, fountains, arches, or other structures, intended for ornament or commemoration. No existing work of art, in the possession of the city, shall be removed, relocated, or altered in any way without the approval of the jury.

Section 5. The jury shall make to the mayor, annually, on or before the first Monday of February, a report of its proceedings during the preceding year, and shall also, from time to time, make such recommendations for improvements to the city as it may deem advisable.

Section 6. This act shall not limit, or affect in any way, the authority conferred by law upon any commission to lay out, improve, or maintain any public park, in any city of the first class, now under the control of such commission; nor shall it restrict in any way the exercise of full discretion by such commission in the execution of any trust created by deed or will.

APPROVED—The 25th day of May, A. D. 1907.

EDWIN S. STUART.

No. 193.

AN ACT

To aid the Auditor General in the collection of taxes due the Commonwealth from corporations, limited partnerships, and joint stock associations.

Corporations,
limited partner-
ships, and joint
stock associations.

Trustee, assign-
ee, receiver,
etc., shall notify
Auditor General
of sale of prop-
erty.

Section 1. Be it enacted, &c., That hereafter, for the purpose of aiding the Auditor General in the collection of taxes due the Commonwealth from corporations, limited partnerships, and joint stock associations, it shall be the duty of any trustee, assignee, receiver, master, or other officer, however named or appointed, to notify the Auditor General when such officer is preparing to sell the property, real or personal.

of any corporation, limited partnership, or joint stock association; such notice to contain the following information:—

First. Name of the corporation, limited partnership, or joint stock association, party defendant.

Contents of
notice.

Second. Name of the plaintiff, or party on whose account the sale is made.

Third. Nature of the property to be sold, and location of same.

Fourth. Time and place of sale.

Section 2. The information noted in section one of this act must be filed with the Auditor General at least ten days prior to advertising for sale the property of any corporation, limited partnership, or joint stock association.

Section 3. No distribution of the proceeds arising from the sale of property of a corporation, limited partnership, or joint stock association, by a trustee, assignee, receiver, master, or other official, shall be approved or authorized by the court having jurisdiction unless there be filed therein a certificate from the Auditor General, under his hand and the seal of the Department, showing that notice of such sale was filed with him in accordance with the provisions of this act.

Distribution.

Certificate of the
Auditor General.

Section 4. All acts or parts of acts inconsistent with this act be and the same are hereby repealed.

Repeal.

APPROVED—The 25th day of May, A. D. 1907.

EDWIN S. STUART.

No. 194.

AN ACT

mending sections three, seven, twelve, and thirteen of an act, entitled "An act to provide for the personal registration of electors in cities of the third class of this Commonwealth, to make such registration a condition of the right to vote in such cities, and to provide penalties for violation of its provisions," approved the fifth day of March, Anno Domini one thousand nine hundred and six; increasing the compensation of registrars in said cities, and providing for an additional registration day.

Section 1. Be it enacted, &c., That section two of an act, entitled "An act to provide for the personal registration of electors in cities of the third class of this Commonwealth, to make such registration a condition of the right to vote in such cities, and to provide penalties for the violation of its provisions," approved the fifth day of March, Anno Domini one thousand nine hundred and six, which reads as follows:—

Personal regis-
tration.

"Section 2. The names of two suitable persons to be

Section 2, act of
March 5, 1906,
cited for amend-
ment.

registrars shall be suggested to the county commissioners by petitions duly filed for each precinct or ward, by the party representatives of the two leading parties of the precinct or ward. The petitions shall be signed by five electors of the district, and shall set forth the names, addresses, occupations, and political affiliations of the persons suggested. The signers of the petitions shall swear to the truth of the facts set forth therein. The petition shall remain on file, open to public inspection, at least ten days before the persons named therein shall be appointed, except in cases where a vacancy occurs in the office of registrar within ten days of a registration day, when the appointment can be made without delay. If no petitions are filed the county commissioners may appoint without regard to party. No appointment shall be made unless the person who desires to be appointed personally appears before the county commissioners, and satisfy them of his qualifications. In case of reappointment, however, it shall not be necessary for him to appear before them.

“At least one week’s notice of the time and place of examination of the suggested registrars shall be given by the county commissioners, in the daily press; and any elector may appear, either in person or by counsel, and object to the qualifications of any applicant. If the persons mentioned are found not to be properly qualified, the county commissioners may decline to appoint them; and the party authorities of the precinct or ward may then suggest another name, or other names, for the said place or places.

“The registrars shall receive a compensation of *three* dollars a day, for the time actually spent in the work of registration,” be and the same is hereby amended so as to read as follows:—

Petition for ap-
pointment of reg-
istrars.

Signers.

Filing of petition.

Section 2. The names of two suitable persons to be registrars shall be suggested to the county commissioners, by petitions duly filed for each precinct or ward, by the party representatives of the two leading parties of the precinct or ward. The petitions shall be signed by five electors of the district, and shall set forth the names, addresses, occupations, and political affiliations of the persons suggested. The signers of the petitions shall swear to the truth of the facts set forth therein. The petition shall remain on file, open to the public inspection, at least ten days before the persons named therein shall be appointed, except in cases where a vacancy occurs in the office of registrar within ten days of a registration day, when the appointment can be made without such delay. If no petitions are filed, the county commissioners may appoint without regard to party. No appointment shall be made unless the person who desires to be appointed

personally appears before the county commissioners and satisfies them of his qualifications. In case of reappointment, however, it shall not be necessary for him to appear before them.

At least one week's notice of the time and place of the examination of the suggested registrars shall be given by the county commissioners, in the daily press; and any elector may appear, either in person or by counsel, and object to the qualification of any applicant. If the persons nominated are found not to be properly qualified, the county commissioners may decline to appoint them; and the party authorities of the precinct or ward may then suggest another name, or other names, for the said place or places.

Notice of time and place of examination.

Protests.

The registrars shall receive a compensation of *five* dollars a day, for the time actually spent in the work of registration.

Compensation of registrars.

Section 2. That section three of said act, which reads as follows:—

"Section 3. The registrars of each precinct or ward shall meet at the polling-place thereof, on the ninth Tuesday, seventh Tuesday, and Third Saturday preceding every November election, and on the *third* Tuesday preceding every municipal or February election; and shall remain in open session from eight ante meridian to one post meridian, two to six post meridian, and from seven post meridian to ten post meridian, of each registration day. They shall, on said days, receive personal application from persons who claim that they are entitled to be registered as voters. They shall have power to administer oaths, shall examine said applicants under oath, and shall record on the registers the names of such persons as are qualified to vote as herein provided. Two weeks' notice of the registration days shall be given, by the registrars posting notices at the polling-places," be and the same is hereby amended so as to read as follows:—

Section 3, act of March 5, 1906, cited for amendment.

Section 3. The registrars of each precinct or ward shall meet at the polling-places thereof, on the ninth Tuesday, seventh Tuesday, and third Saturday preceding every November election, on the *fourth* Tuesday preceding every municipal or February election, and on the *third Saturday preceding every Spring Primary*; and shall remain in open session from eight ante meridian to one post meridian, two to six post meridian, and from seven post meridian to ten post meridian, of each registration day. They shall, on said days, receive personal applications from persons who claim that they are entitled to be registered as voters. They shall have power to administer oaths, shall examine said applicants under oath, and shall record on the registers the names of such persons as are qualified to vote as herein provided. Two weeks'

Registration days.

Notice.

notice of the registration days shall be given, by the registrars posting notices at the polling-places.

Section 3. That section seven of said act, which reads as follows:—

Section 7, act of
March 5, 1906,
cited for amend-
ment.

“Section 7. On the registration day preceding the February election, the registrars shall, in addition to the registration of electors, strike from the list the names of such persons as shall be proven, to their satisfaction, by the affidavits of at least two qualified electors of the precinct or ward, to have died, or removed from the district, since the last registration. If, between the November and February elections, the applicant has moved from one precinct or ward into another, it shall be his right to be registered in the precinct or ward to which he has thus removed; but in such case the registrars shall certify the fact of his new registration back to the registrars of the precinct or ward in which he was formerly registered, and the registrars of the district shall thereupon cancel his name upon the registers,” be and the same is hereby amended so as to read as follows:—

Striking of names
from list.

Section 7. On the registration day preceding the February election and the *Spring Primary*, the registrars shall, in addition to the registration of electors, strike from the list the names of such persons as shall be proven, to their satisfaction, by the affidavits of at least two qualified electors of the precinct or ward, to have died, or removed from the district, since the last registration. If, between the November and February elections, the applicant has moved from one precinct or ward into another, it shall be his right to be registered in the precinct or ward to which he has thus removed; but, in such case, the registrars shall certify the fact of his new registration back to the registrars of the precinct or ward in which he was formerly registered, and the registrars of the district shall thereupon cancel his name upon the registers.

Section 4. That section twelve of said act, which reads as follows:

Section 12, act
of March 5, 1906,
cited for amend-
ment.

“Section 12. The registrars shall obtain, at the office of the county commissioners, the blank books, forms and other supplies prepared for their use, before the first registration day, and shall have the same at the polling-place on the said day. On registration days, and during the time from one such day to another, until the close of the registration period, the said registrars shall have the custody and control, and shall be charged with the safe-keeping, of the registers in which they have made entries, together with all affidavits, forms, et cetera, which have been taken in duplicate, as hereinbefore provided. At the close of the registration, and before twelve o'clock noon of the following day, the registrars shall deliver the registers, to-

gether with all affidavits, vouchers, unused forms, and so forth, to the office of the county commissioners; and the said papers shall remain there on file, open to public inspection, under proper regulations for their safe-keeping; subject, however, to the further provisions of this act. On the Saturday or Monday prior to the fourth Tuesday preceding the February election, the said registrars shall obtain from said office, each, the register kept by him, together with a sufficient number of blank forms and other supplies, and shall have the same at the polling-place, for use on the registration day; and, as before, shall be charged with the safe-keeping and return of said records before noon of the day following the registration day.

"The county commissioners of each county, upon proper vouchers, shall provide for the payment of the registrars provided by this act. They shall furnish proper rooms for the accommodation of themselves and their records. They shall also prepare and have printed, at the expense of the county, all the registers, affidavits, blanks, blank books, and stationery required by the provisions of this act, or which are reasonably necessary to carry out its provisions, and shall provide for their proper distribution to the registrars. It shall also be their duty to see that the polling-places are open and in proper order for the use of the registrars. They shall also deliver the two registers to the election officers, in the manner in which they are or may be required to deliver other election materials, for use on election day," be and the same is hereby amended so as to read as follows:—

Section 12. The registrars shall obtain, at the office of the county commissioners, the blank books, forms and other supplies prepared for their use, before the first registration day, and shall have the same at the polling-place on the said day. On registration days, and during the time from one such day to another, until the close of the registration period, the said registrars shall have the custody and control, and shall be charged with the safe-keeping, of the registers in which they have made entries, together with all affidavits, forms, and so forth, which have been taken in duplicate, as hereinbefore provided. At the close of the registration, and before twelve o'clock noon of the following day, the registrars shall deliver the registers, together with all affidavits, vouchers, unused forms, and so forth, to the office of the county commissioners; and the said papers shall remain there on file, open to public inspection, under proper regulations for their safe-keeping; subject, however, to the further provisions of this act. On Saturday or Monday prior to the fourth Tuesday preceding the February election *and the Spring Primary*, the said registrars shall obtain from

Books, forms and supplies.

Custody and control of registers, etc.

Delivery to commissioners.

Duty of registrars.

said office, each, the register kept by him, together with a sufficient number of blank forms and other supplies, and shall have the same at the polling-place for use on the registration day; and, as before, shall be charged with the safe-keeping and return of said records before noon of the day following the registration day.

Payment of registrars.

Printing and delivery of registers, blanks, etc.

Polling-places.

The county commissioners of each county, upon proper vouchers, shall provide for the payment of the registrars provided by this act. They shall furnish proper rooms for the accommodation of themselves and their records. They shall also prepare and have printed, at the expense of the county, all the registers, affidavits, blanks, blank books, and stationery required by the provisions of this act, or which are reasonably necessary to carry out its provisions, and shall provide for their proper distribution to the registrars. It shall also be their duty to see that the polling-places are open and in proper order for the use of the registrars. They shall also deliver the two registers to the election officers, in the manner in which they are or may be required to deliver other materials for use on election day.

Section 5. That section thirteen, paragraph one, of said act of Assembly, which reads as follows:—

Section 13, paragraph 1, act of March 5, 1906, cited for amendment.

“Section 13. Any person whose name is on the registers shall be entitled to vote at any general, special, or municipal election, unless it shall be shown to the satisfaction of the election officers that he is no longer a resident of the election district in which he is registered: Provided, That if a special election shall intervene between registration day and the next general or municipal election, the presence of the name of an elector on the list shall only be prima facie evidence of his right to vote. If his name is not registered he shall not be entitled to vote at any election. Before receiving his ballot, every voter shall satisfy the election officers of his identity, and, if challenged, by signing his name in the place provided for that purpose, if able to do so, and by the production of such other evidence as is or may be required by law,” be and the same is hereby amended so as to read as follows:—

Right of franchise.

Proviso.

Duty of voters.

Section 13. Any person whose name is on the register shall be entitled to vote at any general, special, municipal, or *primary election*, unless it shall be shown, to the satisfaction of the election officers, that he is no longer a resident of the election district in which he is registered: Provided, That if a special election shall intervene between registration day and the next general or municipal election, the presence of the name of an elector on the list shall only be prima facie evidence of his right to vote. If his name is not registered he shall not be entitled to vote at any election. Before receiving his ballot every voter shall satisfy the elec-

tion officers of his identity, and, if challenged, by signing his name in the place provided for that purpose, if able to do so, and by the production of such other evidence as is or may be required by law.

APPROVED—The 25th day of May, A. D. 1907.

EDWIN S. STUART.

No. 195.

AN ACT

Supplemental to an act, entitled "An act to establish a Department of Agriculture, and to define its duties and to provide for its proper administration," approved the thirteenth day of March, Anno Domini one thousand eight hundred and ninety-five; to provide for the appointment of a Deputy State Veterinarian, a clerk, and a stenographer, and to fix their salaries.

Section 1. Be it enacted, &c., That in addition to the officers and employes provided for by the act to which this is a supplement, there may be appointed by the Governor, for the term of four years, a Deputy State Veterinarian, at an annual salary of twenty-one hundred dollars (\$2,100); and there shall be appointed by the State Veterinarian a clerk, at an annual salary of twelve hundred dollars (\$1,200), and a stenographer at an annual salary of nine hundred dollars (\$900).

Department of
Agriculture.

Deputy State
Veterinarian.
Salary.

Stenographer.
Salary.

APPROVED—The 25th day of May, A. D. 1907.

EDWIN S. STUART.

No. 196.

AN ACT

Authorizing and empowering the courts of common pleas of the respective counties of this Commonwealth to declare a vacancy in the office of aldermen and justices of the peace, when said officers shall not reside and maintain an office in their respective wards, districts, boroughs, or townships, and providing for the appointment of their successors.

Section 1. Be it enacted, &c., That when any duly elected and commissioned alderman or justice of the peace shall, at any time during his term of office, fail or neglect to reside and maintain an office in the ward, district, borough, or township, for which he was elected and commissioned, for a period of six calendar months, it shall be lawful for the court of common pleas of the county in which said ward, district, borough, or township is located, upon the petition of ten qualified elect-

Aldermen and
justices of the
peace.

Non-residence or
non-maintenance
of office.

Granting of rule
to show cause.

Service.

Hearing.

Answer.

Decree.

Vacancy.

Revocation of
commission.

Appointment.

Proviso.

Repeal.

ors of the ward, district, borough, or township in which said alderman or justice of the peace was elected, verified by the affidavit of one of said petitioners, to grant a rule upon such alderman or justice of the peace, returnable in not less than four weeks, directing him to appear and show cause why his said office should not be declared vacant; which said rule shall be served upon such alderman or justice of the peace personally, if he can be found within the county; otherwise, by publication by the sheriff of said county, once a week for three successive weeks, in at least two newspapers of general circulation in said county; and in case the respondent shall appear and file an answer, after due consideration of such answer, or after such hearing as said court in its discretion may direct, or, in case no appearance is entered and answer filed, and proof of personal service or publication as aforesaid has been made by affidavit filed, the said court shall make said rule absolute and declare a vacancy in said office, or discharge said rule, as to justice may belong.

Section 2. That whenever a vacancy has been declared in the office of alderman or justice of the peace in any ward, district, borough, or township, by the court of common pleas of the proper county, in the manner provided for in the first section of this act, the Governor shall, upon said vacancy being certified by the prothonotary of the proper county to the Secretary of the Commonwealth, revoke the commission theretofore issued to said alderman or justice of the peace, and shall fill said vacancy, by appointment, until the first Monday of May succeeding the next ward, district, borough or township election: Provided, That if any said vacancy shall occur within twenty days next preceding the date of said election, the person so appointed shall hold office for a further period of one year.

Section 3. All acts and parts of acts inconsistent herewith be and the same are hereby repealed.

APPROVED—The 25th day of May, A. D. 1907.

EDWIN S. STUART.

No. 197.

AN ACT

To amend section one of an act "Ceding jurisdiction over real estate, in the county of Philadelphia, to be acquired by the United States," approved April fifteenth, Anno Domini one thousand nine hundred and three; increasing the limitation as to area of land, the jurisdiction of which is ceded, from twenty thousand square feet to forty thousand square feet.

County of Phila-
delphia.

Section 1. Be it enacted, &c., That the first section of an act, approved April fifteenth, Anno Domini one

thousand nine hundred and three, entitled "An act ceding jurisdiction over real estate, in the county of Philadelphia, to be acquired by the United States," which reads as follows; to wit:—

Real estate.

"Section 1. Be it enacted, &c., That when the United States of America shall acquire, by purchase, condemnation, or otherwise, the lands, tenements, and hereditaments situate at the southwest corner of Broad street and Washington avenue, in the county of Philadelphia, now occupied as a depot of supplies for the United States Marine Corps, and the other real property contiguous to and adjoining the same, not exceeding in all *twenty* thousand square feet in area, the Commonwealth of Pennsylvania hereby cedes jurisdiction over said real estate, so acquired, unto the United States of America," shall be and the same is hereby amended to read as follows:—

Act of April 15, 1903, cited for amendment.

Section 1. Be it enacted, &c., That when the United States of America shall acquire, by purchase, condemnation, or otherwise, the lands, tenements, and hereditaments situate at the southwest corner of Broad street and Washington avenue, in the county of Philadelphia, now occupied as a depot of supplies for the United States Marine Corps, and the other real property contiguous to and adjoining the same, not exceeding in all *forty* thousand square feet in area, the Commonwealth of Pennsylvania hereby cedes jurisdiction over said real estate, so acquired, unto the United States of America.

Ceding jurisdiction to the United States of America.

APPROVED—The 25th day of May, A. D. 1907.

EDWIN S. STUART.

No. 198.

AN ACT

Providing that the Secretary of the Commonwealth, Attorney General, Superintendent of Public Instruction, Adjutant General, Insurance Commissioner, Commissioner of Banking, Secretary of Agriculture, Commissioner of Forestry, Factory Inspector, Chief of the Department of Mines, Commissioner of Health, State Highway Commissioner, Superintendent of State Police, Commissioner of Fisheries, State Librarian, Superintendent of Public Grounds and Buildings, Superintendent of Public Printing and Binding, Board of Game Commissioners, and the Dairy and Food Commissioner, of the Commonwealth of Pennsylvania, shall pay daily into the State Treasury, for the use of the Commonwealth, all fees, licenses, fines, penalties, commissions, costs, and all moneys received or collected, on behalf of the Commonwealth, from any source whatever, and providing for a settlement between each officer and the Auditor General and State Treasurer in reference thereto.

Section 1. Be it enacted, &c., That from and after the beginning of the fiscal year commencing June first,

State Treasury.

Departments.

one thousand nine hundred and seven, the Secretary of the Commonwealth, Attorney General, Superintendent of Public Instruction, Adjutant General, Insurance Commissioner, Commissioner of Banking, Secretary of Agriculture, Commissioner of Forestry, Factory Inspector, Chief of the Department of Mines, Commissioner of Health, State Highway Commissioner, Superintendent of State Police, Commissioner of Fisheries, State Librarian, Superintendent of Public Grounds and Buildings, Superintendent of Public Printing and Binding, Board of Game Commissioners, and the Dairy and Food Commissioner, of the Commonwealth of Pennsylvania, shall pay daily into the State Treasury, for the use of the Commonwealth of Pennsylvania, all fees, licenses, fines, penalties, commissions, costs, and all moneys received or collected, on behalf of the Commonwealth, from any source whatever.

Daily payment of
fees, licenses,
fines, etc.

Statement.

Section 2. Each of said officers shall file in the office of the Auditor General and in the office of the State Treasurer, with his daily deposit, an itemized statement of the fees, licenses, fines, penalties, commissions, costs, or moneys paid into the State Treasury; a copy of which statement, when receipted by the Auditor General and the State Treasurer, shall constitute a settlement between such officers and the Auditor General and State Treasurer as to the fees, licenses, fines, penalties, commissions, costs, or moneys so paid into the State Treasury.

Settlement.

Repeal.

Section 3. All acts or parts of acts inconsistent herewith be and the same are hereby repealed.

APPROVED—The 25th day of May, A. D. 1907.

EDWIN S. STUART.

No. 199.

AN ACT

To establish a separate orphans' court in and for the county of Fayette.

Orphans' Court
of Fayette coun-
ty established.

Shall be a court
of record.

Appointment of
judge.

Section 1. Be it enacted, &c., That in the county of Fayette a separate orphans' court be and hereby is established, the name and style of which shall be the Orphans' Court of Fayette County, which said court shall be a court of record, consisting of one judge, learned in the law. The Governor of this Commonwealth, immediately after the passage of this act, shall appoint and commission a judge, learned in the law, to preside over said court; and the judge, so appointed and commissioned, shall continue in office till the first Monday of January next succeeding the first general election of

this Commonwealth which shall occur after the passage of this act. At the next general election of this Commonwealth, succeeding the passage of this act, a judge shall be elected and commissioned for the same term and in the same manner as the judges of the courts of common pleas of said county, and the annual salary of said judge shall be the same as is paid to the judges of the courts of common pleas in said county, to be paid in the same manner as the salaries of said judges of the courts of common pleas are now or may be by law payable.

Election of judge.

Salary.

Section 2. The said orphans' court shall be held during every term of the courts of common pleas of said county, and such other times and as often as the judge thereof shall deem necessary or proper.

Terms of court.

Section 3. The register of wills of said county shall be the clerk of the said orphans' court, and subject to its direction in all matters pertaining to his office.

Clerk of the court.

Section 4. The said court shall have and exercise all the jurisdiction and powers now vested in, or which may hereafter be conferred upon, the orphans' and register's courts of the said county, and all accounts filed in the office of the register of wills or in the orphans' court shall be audited by the court, without expense to the parties, except where all parties in interest in a pending proceeding shall nominate an auditor, whom the court may, in its discretion, appoint.

Jurisdiction and powers of the court.

Auditor.

Section 5. The said court shall have power to prevent, by order in the nature of writs of injunction, acts contrary to law or equity, prejudicial to property over which they shall have jurisdiction: Provided, That security shall be given as is now required by law in cases of writs of injunction.

Order in nature of writ of injunction.

Proviso.

Section 6. No appeal shall stay the execution of a final decree, unless notice of such appeal and security be given within twenty days after the time that such decree has been made.

Appeals.

Section 7. The said court shall have power to make all rules necessary for the exercise of the power hereby, or which may hereafter be, conferred.

Rules.

Section 8. The commissioners of the said county shall provide proper and suitable apartments, in which said orphans' court shall be held, and its business conducted, and in which the records thereof shall be safely and securely kept.

County commissioners.

APPROVED—The 25th day of May, A. D. 1907.

EDWIN S. STUART.

Section 2, act of
March 5, 1906,
cited for amend-
ment.

registrars shall be suggested to the county commissioners by petitions duly filed for each precinct or ward, by the party representatives of the two leading parties of the precinct or ward. The petitions shall be signed by five electors of the district, and shall set forth the names, addresses, occupations, and political affiliations of the persons suggested. The signers of the petitions shall swear to the truth of the facts set forth therein. The petition shall remain on file, open to public inspection, at least ten days before the persons named therein shall be appointed, except in cases where a vacancy occurs in the office of registrar within ten days of a registration day, when the appointment can be made without delay. If no petitions are filed the county commissioners may appoint without regard to party. No appointment shall be made unless the person who desires to be appointed personally appears before the county commissioners, and satisfy them of his qualifications. In case of reappointment, however, it shall not be necessary for him to appear before them.

"At least one week's notice of the time and place of examination of the suggested registrars shall be given by the county commissioners, in the daily press; and any elector may appear, either in person or by counsel, and object to the qualifications of any applicant. If the persons mentioned are found not to be properly qualified, the county commissioners may decline to appoint them; and the party authorities of the precinct or ward may then suggest another name, or other names, for the said place or places.

"The registrars shall receive a compensation of *three* dollars a day, for the time actually spent in the work of registration," be and the same is hereby amended so as to read as follows:—

Petition for ap-
pointment of reg-
istrars.

Signers.

Filing of petition.

Section 2. The names of two suitable persons to be registrars shall be suggested to the county commissioners, by petitions duly filed for each precinct or ward, by the party representatives of the two leading parties of the precinct or ward. The petitions shall be signed by five electors of the district, and shall set forth the names, addresses, occupations, and political affiliations of the persons suggested. The signers of the petitions shall swear to the truth of the facts set forth therein. The petition shall remain on file, open to the public inspection, at least ten days before the persons named therein shall be appointed, except in cases where a vacancy occurs in the office of registrar within ten days of a registration day, when the appointment can be made without such delay. If no petitions are filed, the county commissioners may appoint without regard to party. No appointment shall be made unless the person who desires to be appointed

number of Reports of the Superintendent of Public Instruction now provided for, there shall be annually printed five thousand additional copies; also, there shall be printed biennially fifteen thousand copies of School Laws and Decisions, in addition to the number already authorized by law to be printed.

Additional copies
to be printed.

APPROVED—The 28th day of May, A. D. 1907.

EDWIN S. STUART.

No. 202.

AN ACT

To enable city, county, poor, township, ward, school, and borough tax collectors to collect taxes, for the payment of which they have become liable, or for which they shall during the year one thousand nine hundred and seven become personally liable, without having collected the same, by expiration of the authority of their respective warrants or by the expiration of their term of office, and to extend the time for the collection of the same for the period of one year from the passage of this act.

Section 1. Be it enacted, &c., That in all cases in which the period of two years, the limitation of the warrants in the duplicate of county, poor, city, township, ward, school, and borough tax collectors have expired, or shall expire during the year one thousand nine hundred and seven, by virtue of the expiration of their terms of office, and said collector or collectors have or shall become liable for the amount of tax on said duplicates, without having collected the same, the said duplicates and warrants, and the powers and authority of said tax collectors, in all such cases, are hereby revived and extended for another period of one year from the passage of this act; and said collector or collectors are hereby authorized and empowered to proceed and collect said taxes from all persons who have not paid taxes assessed to them, residing in said district within which it may have been assessed, as well as from all persons who may remove or have removed from said city, ward, township or townships, or boroughs, and have neglected to pay taxes so, as aforesaid, assessed, with like effect as if said warrant had not expired by the limitation of two years, aforesaid, or the term of office of said collector had not expired: Provided, That the provisions of this act shall not apply to warrants issued prior to the year one thousand eight hundred and ninety-two, and that nothing in this act shall release any bondsmen or security: Provided, That this act shall not apply to cities having special laws upon this subject: Provided further, That no collector, nor the sureties thereof, who take advantage of this act

Taxes.

Duplicates and
warrants, and au-
thority of col-
lectors, extended
for one year.

Proviso.

Proviso.

Proviso.

notice of the registration days shall be given, by the registrars posting notices at the polling-places.

Section 3. That section seven of said act, which reads as follows:—

Section 7, act of March 5, 1906, cited for amendment.

“Section 7. On the registration day preceding the February election, the registrars shall, in addition to the registration of electors, strike from the list the names of such persons as shall be proven, to their satisfaction, by the affidavits of at least two qualified electors of the precinct or ward, to have died, or removed from the district, since the last registration. If, between the November and February elections, the applicant has moved from one precinct or ward into another, it shall be his right to be registered in the precinct or ward to which he has thus removed; but in such case the registrars shall certify the fact of his new registration back to the registrars of the precinct or ward in which he was formerly registered, and the registrars of the district shall thereupon cancel his name upon the registers,” be and the same is hereby amended so as to read as follows:—

Striking of names from list.

Section 7. On the registration day preceding the February election and the *Spring Primary*, the registrars shall, in addition to the registration of electors, strike from the list the names of such persons as shall be proven, to their satisfaction, by the affidavits of at least two qualified electors of the precinct or ward, to have died, or removed from the district, since the last registration. If, between the November and February elections, the applicant has moved from one precinct or ward into another, it shall be his right to be registered in the precinct or ward to which he has thus removed; but, in such case, the registrars shall certify the fact of his new registration back to the registrars of the precinct or ward in which he was formerly registered, and the registrars of the district shall thereupon cancel his name upon the registers.

Section 4. That section twelve of said act, which reads as follows:

Section 12, act of March 5, 1906, cited for amendment.

“Section 12. The registrars shall obtain, at the office of the county commissioners, the blank books, forms and other supplies prepared for their use, before the first registration day, and shall have the same at the polling-place on the said day. On registration days, and during the time from one such day to another, until the close of the registration period, the said registrars shall have the custody and control, and shall be charged with the safe-keeping, of the registers in which they have made entries, together with all affidavits, forms, et cetera, which have been taken in duplicate, as hereinbefore provided. At the close of the registration, and before twelve o'clock noon of the following day, the registrars shall deliver the registers to

gether with all affidavits, vouchers, unused forms, and so forth, to the office of the county commissioners; and the said papers shall remain there on file, open to public inspection, under proper regulations for their safe-keeping; subject, however, to the further provisions of this act. On the Saturday or Monday prior to the fourth Tuesday preceding the February election, the said registrars shall obtain from said office, each, the register kept by him, together with a sufficient number of blank forms and other supplies, and shall have the same at the polling-place, for use on the registration day; and, as before, shall be charged with the safe-keeping and return of said records before noon of the day following the registration day.

“The county commissioners of each county, upon proper vouchers, shall provide for the payment of the registrars provided by this act. They shall furnish proper rooms for the accommodation of themselves and their records. They shall also prepare and have printed, at the expense of the county, all the registers, affidavits, blanks, blank books, and stationery required by the provisions of this act, or which are reasonably necessary to carry out its provisions, and shall provide for their proper distribution to the registrars. It shall also be their duty to see that the polling-places are open and in proper order for the use of the registrars. They shall also deliver the two registers to the election officers, in the manner in which they are or may be required to deliver other election materials, for use on election day,” be and the same is hereby amended so as to read as follows:—

Section 12. The registrars shall obtain, at the office of the county commissioners, the blank books, forms and other supplies prepared for their use, before the first registration day, and shall have the same at the polling-place on the said day. On registration days, and during the time from one such day to another, until the close of the registration period, the said registrars shall have the custody and control, and shall be charged with the safe-keeping, of the registers in which they have made entries, together with all affidavits, forms, and so forth, which have been taken in duplicate, as hereinbefore provided. At the close of the registration, and before twelve o'clock noon of the following day, the registrars shall deliver the registers, together with all affidavits, vouchers, unused forms, and so forth, to the office of the county commissioners; and the said papers shall remain there on file, open to public inspection, under proper regulations for their safe-keeping; subject, however, to the further provisions of this act. On Saturday or Monday prior to the fourth Tuesday preceding the February election *and the Spring Primary*, the said registrars shall obtain from

Books, forms and supplies.

Custody and control of registers, etc.

Delivery to commissioners.

Duty of registrars.

said office, each, the register kept by him, together with a sufficient number of blank forms and other supplies, and shall have the same at the polling-place for use on the registration day; and, as before, shall be charged with the safe-keeping and return of said records before noon of the day following the registration day.

Payment of registrars.

Printing and delivery of registers, blanks, etc.

Polling-places.

The county commissioners of each county, upon proper vouchers, shall provide for the payment of the registrars provided by this act. They shall furnish proper rooms for the accommodation of themselves and their records. They shall also prepare and have printed, at the expense of the county, all the registers, affidavits, blanks, blank books, and stationery required by the provisions of this act, or which are reasonably necessary to carry out its provisions, and shall provide for their proper distribution to the registrars. It shall also be their duty to see that the polling-places are open and in proper order for the use of the registrars. They shall also deliver the two registers to the election officers, in the manner in which they are or may be required to deliver other materials for use on election day.

Section 5. That section thirteen, paragraph one, of said act of Assembly, which reads as follows:—

Section 13, paragraph 1, act of March 5, 1906, cited for amendment.

“Section 13. Any person whose name is on the registers shall be entitled to vote at any general, special, or municipal election, unless it shall be shown to the satisfaction of the election officers that he is no longer a resident of the election district in which he is registered: Provided, That if a special election shall intervene between registration day and the next general or municipal election, the presence of the name of an elector on the list shall only be prima facie evidence of his right to vote. If his name is not registered he shall not be entitled to vote at any election. Before receiving his ballot, every voter shall satisfy the election officers of his identity, and, if challenged, by signing his name in the place provided for that purpose, if able to do so, and by the production of such other evidence as is or may be required by law,” be and the same is hereby amended so as to read as follows:—

Right of franchise.

Proviso.

Duty of voters.

Section 13. Any person whose name is on the register shall be entitled to vote at any general, special, municipal, or *primary election*, unless it shall be shown to the satisfaction of the election officers, that he is no longer a resident of the election district in which he is registered: Provided, That if a special election shall intervene between registration day and the next general or municipal election, the presence of the name of an elector on the list shall only be prima facie evidence of his right to vote. If his name is not registered he shall not be entitled to vote at any election. Before receiving his ballot every voter shall satisfy the elec-

tion officers of his identity, and, if challenged, by signing his name in the place provided for that purpose, if able to do so, and by the production of such other evidence as is or may be required by law.

APPROVED—The 25th day of May, A. D. 1907.

EDWIN S. STUART.

No. 195.

AN ACT

Supplemental to an act, entitled "An act to establish a Department of Agriculture, and to define its duties and to provide for its proper administration," approved the thirteenth day of March, Anno Domini one thousand eight hundred and ninety-five; to provide for the appointment of a Deputy State Veterinarian, a clerk, and a stenographer, and to fix their salaries.

Section 1. Be it enacted, &c., That in addition to the officers and employes provided for by the act to which this is a supplement, there may be appointed by the Governor, for the term of four years, a Deputy State Veterinarian, at an annual salary of twenty-one hundred dollars (\$2,100); and there shall be appointed by the State Veterinarian a clerk, at an annual salary of twelve hundred dollars (\$1,200), and a stenographer at an annual salary of nine hundred dollars (\$900).

Department of
Agriculture.

Deputy State
Veterinarian.
Salary.

Stenographer.
Salary.

APPROVED—The 25th day of May, A. D. 1907.

EDWIN S. STUART.

No. 196.

AN ACT

Authorizing and empowering the courts of common pleas of the respective counties of this Commonwealth to declare a vacancy in the office of aldermen and justices of the peace, when said officers shall not reside and maintain an office in their respective wards, districts, boroughs, or townships, and providing for the appointment of their successors.

Section 1. Be it enacted, &c., That when any duly elected and commissioned alderman or justice of the peace shall, at any time during his term of office, fail or neglect to reside and maintain an office in the ward, district, borough, or township, for which he was elected and commissioned, for a period of six calendar months, it shall be lawful for the court of common pleas of the county in which said ward, district, borough, or township is located, upon the petition of ten qualified elect-

Aldermen and
justices of the
peace.

Non-residence or
non-maintenance
of office.

Granting of rule
to show cause.

Service.

Hearing.

Answer.

Decree.

Vacancy.

Revocation of
commission.

Appointment.

Proviso.

Repeal.

ors of the ward, district, borough, or township in which said alderman or justice of the peace was elected, verified by the affidavit of one of said petitioners, to grant a rule upon such alderman or justice of the peace, returnable in not less than four weeks, directing him to appear and show cause why his said office should not be declared vacant; which said rule shall be served upon such alderman or justice of the peace personally, if he can be found within the county; otherwise, by publication by the sheriff of said county, once a week for three successive weeks, in at least two newspapers of general circulation in said county; and in case the respondent shall appear and file an answer, after due consideration of such answer, or after such hearing as said court in its discretion may direct, or, in case no appearance is entered and answer filed, and proof of personal service or publication as aforesaid has been made by affidavit filed, the said court shall make said rule absolute and declare a vacancy in said office, or discharge said rule, as to justice may belong.

Section 2. That whenever a vacancy has been declared in the office of alderman or justice of the peace in any ward, district, borough, or township, by the court of common pleas of the proper county, in the manner provided for in the first section of this act, the Governor shall, upon said vacancy being certified by the prothonotary of the proper county to the Secretary of the Commonwealth, revoke the commission theretofore issued to said alderman or justice of the peace, and shall fill said vacancy, by appointment, until the first Monday of May succeeding the next ward, district, borough or township election: Provided, That if any said vacancy shall occur within twenty days next preceding the date of said election, the person so appointed shall hold office for a further period of one year.

Section 3. All acts and parts of acts inconsistent herewith be and the same are hereby repealed.

APPROVED—The 25th day of May, A. D. 1907.

EDWIN S. STUART.

No. 197.

AN ACT

To amend section one of an act "Ceding jurisdiction over real estate, in the county of Philadelphia, to be acquired by the United States," approved April fifteenth, Anno Domini one thousand nine hundred and three; increasing the limitation as to area of land, the jurisdiction of which is ceded, from twenty thousand square feet to forty thousand square feet.

County of Phila-
delphia.

Section 1. Be it enacted, &c., That the first section of an act, approved April fifteenth, Anno Domini one

thousand nine hundred and three, entitled "An act ceding jurisdiction over real estate, in the county of Philadelphia, to be acquired by the United States," which reads as follows; to wit:—

Real estate.

"Section 1. Be it enacted, &c., That when the United States of America shall acquire, by purchase, condemnation, or otherwise, the lands, tenements, and hereditaments situate at the southwest corner of Broad street and Washington avenue, in the county of Philadelphia, now occupied as a depot of supplies for the United States Marine Corps, and the other real property contiguous to and adjoining the same, not exceeding in all *twenty* thousand square feet in area, the Commonwealth of Pennsylvania hereby cedes jurisdiction over said real estate, so acquired, unto the United States of America," shall be and the same is hereby amended to read as follows:—

Act of April 15, 1903, cited for amendment.

Section 1. Be it enacted, &c., That when the United States of America shall acquire, by purchase, condemnation, or otherwise, the lands, tenements, and hereditaments situate at the southwest corner of Broad street and Washington avenue, in the county of Philadelphia, now occupied as a depot of supplies for the United States Marine Corps, and the other real property contiguous to and adjoining the same, not exceeding in all *forty* thousand square feet in area, the Commonwealth of Pennsylvania hereby cedes jurisdiction over said real estate, so acquired, unto the United States of America.

Ceding jurisdiction to the United States of America.

APPROVED—The 25th day of May, A. D. 1907.

EDWIN S. STUART.

No. 198.

AN ACT

Providing that the Secretary of the Commonwealth, Attorney General, Superintendent of Public Instruction, Adjutant General, Insurance Commissioner, Commissioner of Banking, Secretary of Agriculture, Commissioner of Forestry, Factory Inspector, Chief of the Department of Mines, Commissioner of Health, State Highway Commissioner, Superintendent of State Police, Commissioner of Fisheries, State Librarian, Superintendent of Public Grounds and Buildings, Superintendent of Public Printing and Binding, Board of Game Commissioners, and the Dairy and Food Commissioner, of the Commonwealth of Pennsylvania, shall pay daily into the State Treasury, for the use of the Commonwealth, all fees, licenses, fines, penalties, commissions, costs, and all moneys received or collected, on behalf of the Commonwealth, from any source whatever, and providing for a settlement between each officer and the Auditor General and State Treasurer in reference thereto.

Section 1. Be it enacted, &c., That from and after the beginning of the fiscal year commencing June first,

State Treasury.

Departments.

one thousand nine hundred and seven, the Secretary of the Commonwealth, Attorney General, Superintendent of Public Instruction, Adjutant General, Insurance Commissioner, Commissioner of Banking, Secretary of Agriculture, Commissioner of Forestry, Factory Inspector, Chief of the Department of Mines, Commissioner of Health, State Highway Commissioner, Superintendent of State Police, Commissioner of Fisheries, State Librarian, Superintendent of Public Grounds and Buildings, Superintendent of Public Printing and Binding, Board of Game Commissioners, and the Dairy and Food Commissioner, of the Commonwealth of Pennsylvania, shall pay daily into the State Treasury, for the use of the Commonwealth of Pennsylvania, all fees, licenses, fines, penalties, commissions, costs, and all moneys received or collected, on behalf of the Commonwealth, from any source whatever.

Daily payment of
fees, licenses,
fines, etc.

Statement.

Section 2. Each of said officers shall file in the office of the Auditor General and in the office of the State Treasurer, with his daily deposit, an itemized statement of the fees, licenses, fines, penalties, commissions, costs, or moneys paid into the State Treasury; a copy of which statement, when receipted by the Auditor General and the State Treasurer, shall constitute a settlement between such officers and the Auditor General and State Treasurer as to the fees, licenses, fines, penalties, commissions, costs, or moneys so paid into the State Treasury.

Settlement.

Repeal.

Section 3. All acts or parts of acts inconsistent herewith be and the same are hereby repealed.

APPROVED—The 25th day of May, A. D. 1907.

EDWIN S. STUART.

No. 199.

AN ACT

To establish a separate orphans' court in and for the county of Fayette.

Orphans' Court
of Fayette county
established.

Shall be a court
of record.

Appointment of
judge.

Section 1. Be it enacted, &c., That in the county of Fayette a separate orphans' court be and hereby is established, the name and style of which shall be the Orphans' Court of Fayette County, which said court shall be a court of record, consisting of one judge, learned in the law. The Governor of this Commonwealth, immediately after the passage of this act, shall appoint and commission a judge, learned in the law, to preside over said court; and the judge, so appointed and commissioned, shall continue in office till the first Monday of January next succeeding the first general election of

this Commonwealth which shall occur after the passage of this act. At the next general election of this Commonwealth, succeeding the passage of this act, a judge shall be elected and commissioned for the same term and in the same manner as the judges of the courts of common pleas of said county, and the annual salary of said judge shall be the same as is paid to the judges of the courts of common pleas in said county, to be paid in the same manner as the salaries of said judges of the courts of common pleas are now or may be by law payable.

Election of judge.

Salary.

Section 2. The said orphans' court shall be held during every term of the courts of common pleas of said county, and such other times and as often as the judge thereof shall deem necessary or proper.

Terms of court.

Section 3. The register of wills of said county shall be the clerk of the said orphans' court, and subject to its direction in all matters pertaining to his office.

Clerk of the court.

Section 4. The said court shall have and exercise all the jurisdiction and powers now vested in, or which may hereafter be conferred upon, the orphans' and register's courts of the said county, and all accounts filed in the office of the register of wills or in the orphans' court shall be audited by the court, without expense to the parties, except where all parties in interest in a pending proceeding shall nominate an auditor, whom the court may, in its discretion, appoint.

Jurisdiction and powers of the court.

Auditor.

Section 5. The said court shall have power to prevent, by order in the nature of writs of injunction, acts contrary to law or equity, prejudicial to property over which they shall have jurisdiction: Provided, That security shall be given as is now required by law in cases of writs of injunction.

Order in nature of writ of injunction.

Proviso.

Section 6. No appeal shall stay the execution of a final decree, unless notice of such appeal and security be given within twenty days after the time that such decree has been made.

Appeals.

Section 7. The said court shall have power to make all rules necessary for the exercise of the power hereby, or which may hereafter be, conferred.

Rules.

Section 8. The commissioners of the said county shall provide proper and suitable apartments, in which said orphans' court shall be held, and its business conducted, and in which the records thereof shall be safely and securely kept.

County commissioners.

APPROVED—The 25th day of May, A. D. 1907.

EDWIN S. STUART.

No. 200.

AN ACT

Relating to borough officers, employes, and contracts; and providing for the punishment of any violation of its provisions.

Borough officers
and employes.

Contracts.

Violation.

Forfeiture.

Misdemeanor.

Fine.

Section 1. Be it enacted, &c., That it shall not be lawful for any burgess or member of council of any borough, or any officer, agent, or employe thereof, to be in any way interested, either directly or indirectly, in any contract for the sale or furnishing of any supplies or materials to be furnished to or for the use of such borough, or to receive any reward or gratuity from any person interested in such contract or sale; nor shall any such burgess, member of council, officer, agent, or employe of any borough be a member of any partnership, or a stockholder or officer of any corporation, or an agent or employe of any individual, partnership, or corporation, in any way interested in any contract for the sale or furnishing of any supplies or materials to be furnished to or for the use of, or any work to be done for, such borough; and any person violating these provisions, or any of them, shall forfeit his office or appointment in such borough, and also shall be guilty of a misdemeanor, and upon conviction thereof be sentenced to pay a fine not exceeding five hundred dollars.

APPROVED—The 28th day of May, A. D. 1907.

EDWIN S. STUART.

No. 201.

AN ACT

To authorize the publication annually of five thousand additional copies of the report of the Superintendent of Public Instruction, and fifteen thousand additional copies, biennially, of school laws and decisions.

Preamble.

Report of Super-
intendent of Pub-
lic Instruction.

School laws and
decisions.

Whereas, By an act, entitled "An act to regulate the publication, binding, and distribution of the public documents of this Commonwealth," approved the seventeenth day of April, Anno Domini one thousand nine hundred and five (Pamphlet Laws, page one hundred and seventy-nine), the number of Reports of the Superintendent of Public Instruction, to be printed, was reduced twelve thousand five hundred, and the number of School Laws and Decisions was reduced twenty-seven thousand four hundred, rendering the supply of both publications wholly inadequate to supply the demand made by the school people of this State; therefore,—

Section 1. Be it enacted, &c., That in addition to the

number of Reports of the Superintendent of Public Instruction now provided for, there shall be annually printed five thousand additional copies; also, there shall be printed biennially fifteen thousand copies of School Laws and Decisions, in addition to the number already authorized by law to be printed.

Additional copies
to be printed.

APPROVED—The 28th day of May, A. D. 1907.

EDWIN S. STUART.

No. 202.

AN ACT

To enable city, county, poor, township, ward, school, and borough tax collectors to collect taxes, for the payment of which they have become liable, or for which they shall during the year one thousand nine hundred and seven become personally liable, without having collected the same, by expiration of the authority of their respective warrants or by the expiration of their term of office, and to extend the time for the collection of the same for the period of one year from the passage of this act.

Section 1. Be it enacted, &c., That in all cases in which the period of two years, the limitation of the warrants in the duplicate of county, poor, city, township, ward, school, and borough tax collectors have expired, or shall expire during the year one thousand nine hundred and seven, by virtue of the expiration of their terms of office, and said collector or collectors have or shall become liable for the amount of tax on said duplicates, without having collected the same, the said duplicates and warrants, and the powers and authority of said tax collectors, in all such cases, are hereby revived and extended for another period of one year from the passage of this act; and said collector or collectors are hereby authorized and empowered to proceed and collect said taxes from all persons who have not paid taxes assessed to them, residing in said district within which it may have been assessed, as well as from all persons who may remove or have removed from said city, ward, township or townships, or boroughs, and have neglected to pay taxes so, as aforesaid, assessed, with like effect as if said warrant had not expired by the limitation of two years, aforesaid, or the term of office of said collector had not expired: Provided, That the provisions of this act shall not apply to warrants issued prior to the year one thousand eight hundred and ninety-two, and that nothing in this act shall release any bondsmen or security: Provided, That this act shall not apply to cities having special laws upon this subject: Provided further, That no collector, nor the sureties thereof, who take advantage of this act

Taxes.

Duplicates and
warrants, and au-
thority of col-
lectors, extended
for one year.

Proviso.

Proviso.

Proviso.

shall be permitted to plead the statute of limitations in any action brought to recover the amount of said duplicate, so extended and renewed.

APPROVED—The 28th day of May, A. D. 1907.

EDWIN S. STUART.

No. 203.

AN ACT

To provided for the alteration of the boundaries of contiguous boroughs and townships within this Commonwealth, by detaching part or parts of the land embraced within the lines of any borough and annexing such territory to any adjacent or contiguous township or townships; and for adjustment of the indebtedness of the boroughs and townships affected by such change of boundaries or limits.

Boroughs and townships.

Alteration of boundaries.

Application to the court.

Description.

Plot of draft.

Hearing.

Decree.

Section 1. Be it enacted, &c., That the court of quarter sessions of the peace of the proper county shall have power to change the limits of any incorporated borough within this Commonwealth, by detaching therefrom any portion of the territory embraced within said limits and by annexing the same to any contiguous township or townships, in accordance with the provisions of this act.

Section 2. The application to the said court, for the purpose of diminishing the territory of a borough and annexing the same to any contiguous township or townships, shall be in writing, and shall be signed by a majority of the freeholders residing within the limits of said borough; or, an application can be made by a freeholder or freeholders, where the dividing line between a borough and a township shall separate lands of the said freeholder or freeholders into two or more parts. The application shall contain a proper description of the portion or portions of borough territory proposed to be detached, showing the name or names of the contiguous townships, exhibiting the courses and distances thereof, in words at length, and shall be accompanied by a plot or draft of the same.

Section 3. Upon presentation of said application to the court, the court shall order the same to be filed, and shall direct notice thereof to be given to the supervisors of the townships affected thereby, and to the president or secretary of council of said borough, and shall fix a time for hearing the matter; and the notice herein provided shall be served at least twenty days prior to the day of hearing; and if the said court, after a full investigation of the case, believe it is expedient to grant the prayer of the applicant or applicants, it shall grant the same, and enter decree accordingly; and the said application and decree shall be forthwith

recorded in the recorder's office of the proper county, at the expense of the applicant or applicants; and the court shall, at the same time, further decree to what adjacent township or townships the territory so detached shall be annexed, as the said court may deem for the best interests of the several districts affected thereby, or the interest of the applicant or applicants where lands may be divided into two or more parts; and from and after the entry and recording of said decree and application, the boundaries and limits of any such borough and of the adjacent township or townships shall be deemed and taken as fixed in said decree of court.

Further decree.

Section 4. Whenever, under the provisions of this act, the court shall decree the alteration of the boundaries of any township or borough, the court shall appoint an auditor, who shall give such notice as the court shall direct to all parties in interest; and, after having heard the same, and made such investigation as may be necessary therefor, shall report to the court the total valuation of the several townships or boroughs and school districts affected by the alteration decreed, the assessed valuation of such portion of any township, borough, or school district as shall by said alteration be cut off from one and added to another township, borough, or school district, and also the amount of the indebtedness of the several townships, boroughs, or school districts affected by such alteration, and the value of all property that shall be transferred by reason of such alteration in boundaries from one township, borough, or school district to another; and shall also report a form of decree, making such an adjustment of the indebtedness and property of the several townships, boroughs, and school districts as shall be equitable and just, which report and decree shall be confirmed nisi by the court, the confirmation to become absolute in ten days, unless exception be filed thereto or an appeal be taken by some of the parties in interest, and whenever such decree shall become final, either without appeal or after appeal, the court shall enforce the same in such manner as decrees in equity are enforced.

Auditor.

Report.

Contents of report.

Form of decree.

Confirmation.

Section 5. All laws or parts of laws which require the application for such change of borough limits to be laid before the grand jury, and all laws or parts of laws inconsistent herewith, are hereby repealed.

Repeal.

APPROVED—The 28th day of May, A. D. 1907.

EDWIN S. STUART.

No. 204.

AN ACT

To amend an act, entitled "An act to amend an act, entitled 'An act to amend an act, entitled 'An act authorizing companies incorporated under the laws of any other State of the United States for the manufacture of any form of iron, steel, or glass to erect and maintain buildings and manufacturing establishments, and to take, have, and hold real estate necessary and proper for manufacturing purposes,' approved the ninth day of June, Anno Domini one thousand eight hundred and eighty-one, extending the same to companies formed for the purpose of quarrying slate, granite, stone, or rocks, or for dressing, polishing, working, or manufacturing the same, or any of them, and to mineral springs companies incorporated for the purpose of bottling and selling natural mineral springs water,' approved the sixteenth day of June, Anno Domini one thousand eight hundred and ninety-three," approved the nineteenth day of April, Anno Domini one thousand nine hundred and one; extending the same to companies formed for the purpose of manufacturing and selling chemicals, foodstuffs, cement and cement products, and the quarrying of cement rock.

Foreign corpora-
tions.

Section 1. Be it enacted, &c., That so much of section one of "An act, entitled 'An act to amend an act, entitled 'An act to amend an act, entitled 'An act authorizing companies incorporated under the laws of any other State of the United States, for the manufacture of any form of iron, steel, or glass, to erect and maintain buildings and manufacturing establishments, and to take, have, and hold real estate necessary and proper for manufacturing purposes,' approved the ninth day of June, Anno Domini one thousand eight hundred and eighty-one, extending the same to companies formed for the purpose of quarrying slate, granite, stone, or rocks, or for dressing, polishing, working, or manufacturing the same, or any of them, and to mineral springs companies incorporated for the purpose of bottling and selling natural mineral springs water,' approved June sixteenth, Anno Domini one thousand eight hundred and ninety-three,' approved the nineteenth day of April, Anno Domini one thousand nine hundred and one," as reads as follows: "It shall and may be lawful for any company incorporated under the laws of any other State, for the manufacture of any form of iron, steel, or glass, or for the quarrying of slate, granite, stone, or rocks of any kind, or for dressing, polishing, or manufacturing the same, or any of them, or for any mineral springs company incorporated for the purpose of bottling or selling natural mineral springs water, or for any company incorporated for the purpose of manufacturing, supplying, and sale of ice, to erect and maintain buildings and manufacturing establishments within this Commonwealth, and to take, have, and hold real estate to an amount necessary and proper for corporated purposes: Provided, That nothing herein contained shall be deemed to prevent or re-

Part of section 1,
act of April 19,
1901, cited for
amendment.

lieve real estate, taken and held by any such company under the provisions of this statute, from being taxed in like manner with other real estate within this Commonwealth: And provided, further, That no foreign corporation shall be entitled to employ any greater amount of capital in any such business in this State than the same kind of corporations organized under the laws of this State are entitled to employ: And provided, further, That every such foreign corporation, doing business as aforesaid in this Commonwealth, shall be liable to taxation to an amount not exceeding that imposed on corporations organized for similar purposes under the laws of this State, and every such foreign corporation taking the benefit of this act shall make the same returns to the Auditor General that are now required by law of the corporations of this State," be and the same is hereby amended to read as follows:—

It shall and may be lawful for any company incorporated under the laws of any other State, for the manufacture of any form of iron, steel, or glass, or for the quarrying of slate, granite, *cement rock*, stone, or rocks of any kind, or for dressing, polishing or manufacturing the same, or any of them, or for any mineral springs company incorporated for the purpose of bottling and selling natural mineral springs water, or for any company incorporated for the purpose of manufacturing, supplying, and sale of ice, or for the manufacture and sale of chemicals, or for the manufacture and sale of foodstuffs and eatables, cement and cement products, and the quarrying of cement rock, to erect and maintain buildings and manufacturing establishments within this Commonwealth, and to take, have, and hold real estate to an amount necessary and proper for corporate purposes: Provided, That nothing herein contained shall be deemed to prevent or relieve real estate, taken and held by such company under the provisions of this statute, from being taxed in like manner with other real estate within this Commonwealth: And provided, further, That no foreign corporation shall be entitled to employ any greater amount of capital in any such business in this State than the same kind of corporations organized under the laws of this State are entitled to employ: And provided, further, That every such foreign corporation, doing business as aforesaid in this Commonwealth, shall be liable to taxation to an amount not exceeding that imposed on corporations organized for similar purposes under the laws of this State, and every such foreign corporation taking the benefit of this act shall make the same returns to the Auditor General that are now required by law of the corporations of this State.

Cement rock.

Cement and
cement products.

Chemicals.

Food-stuffs.

Proviso.

Proviso.

Proviso.

Section 2. All the acts or parts of acts inconsistent

Repeal.

with the provisions of this act be and the same are here by repealed.

APPROVED—The 28th day of May, A. D. 1907.

EDWIN S. STUART.

No. 205.

AN ACT

To further amend section one, article one, of an act, entitled "An act providing for the incorporation and government of cities of the third class," approved the twenty-third day of May, Anno Domini one thousand eight hundred and eighty-nine, and which was amended by an act approved the tenth day of April, Anno Domini one thousand nine hundred and five; prescribing the manner, and computing and making return of same.

Cities of the third class.

Section 1. Be it enacted, &c., That section one of article one of an act, entitled "An act providing for the incorporation and government of cities of the third class," approved the twenty-third day of May, Anno Domini one thousand eight hundred and eighty-nine, which reads as follows:—

Section 1, article 1, act of May 23, 1889, as amended by act of April 10, 1905, cited for amendment.

"Section 1. Cities of the third class shall be chartered whenever a majority of the electors of any town or borough, or of any two or more contiguous towns or boroughs, situated within the limits of the same county, and having together a population of at least ten thousand, according to the last preceding United States census, shall vote at any general election in favor of the same; and the councils or corporate authorities of any such town or borough, or of any such contiguous towns or boroughs, as the case may be, may, on their own motion, or upon the petition of one hundred or more qualified electors thereof, shall, by resolution duly passed and recorded among the minutes, submit the question of whether any such town or borough, or whether any such contiguous towns or boroughs, shall become a city of the third class, to the qualified electors thereof; and shall give notice thereof during at least four weeks immediately prior to the next general election, in all of the newspapers published in said towns or boroughs that such an election will be held; *and at the said general election it shall be the duty of the inspectors and judges of election within said towns or boroughs to receive tickets, either written or printed, from the electors thereof, qualified to vote by the constitution of this State, labelled on the outside "city charter," and containing on the inside "for city charter" or "against city charter," and to deposit said tickets in a box to be provided for that purpose; and the tickets so received shall be counted, and a return thereof made*

to the clerk of the court of quarter sessions of the proper county and a duplicate return to the Secretary of the Commonwealth, each duly certified in the manner required by law; and in receiving, counting, and making returns of the votes cast, the inspectors, judges, and clerks of said election shall be governed by the laws of this Commonwealth regulating general elections; and all the electors, inspectors, judges, and clerks, voting at and in attendance upon the elections to be held under the provisions of this act, shall be subject to the penalties imposed by the election laws of this Commonwealth," be and the same is hereby amended to read as follows:—

Section 1. Be it enacted, &c., That cities of the third class shall be chartered whenever a majority of the electors of any town or borough, or of any two or more contiguous towns or boroughs, situated within the limits of the same county, and having together a population of at least ten thousand according to the last preceding United States census, shall vote at any general election in favor of the same; and the councils or corporate authorities of any such town or borough, or of any such contiguous towns or boroughs, as the case may be, may on their own motion, or upon the petition of one hundred or more qualified electors thereof, shall, by resolution duly passed and recorded among the minutes, submit the question of whether any such town or borough, or whether any such contiguous towns or boroughs, shall become a city of the third class, to the qualified electors thereof; and they shall give notice thereof *by the publication of said resolution*, during at least four weeks immediately prior to the next general election, in all of the newspapers published in said towns or boroughs, that such an election will be held; *they shall certify said resolution to the county commissioners of the proper county, who shall thereupon cause the said question to be printed at the foot of the official ballot, to be used at said general election in the borough or boroughs aforesaid, in the following form: "Proposed city charter," and below shall be printed, on two lines, with a square at the right of each, the words, "For city charter" and "Against city charter," and the electors shall designate with a cross-mark (X), in said square, their desire to vote for or against such city charter. It shall be the duty of the election officers within said borough or boroughs to count the votes so cast for and against city charter, and make return thereof, on blanks to be furnished by the corporate authorities of said borough or boroughs, to the clerk of quarter sessions of the proper county, who shall compute the same and certify the result thereof to the corporate authorities aforesaid, and a duplicate return to the Secretary of the Commonwealth, each duly cer-*

Formation of city.

Action of councils.

Election.

Publication of notice.

Official ballot.

Duty of election officers.

tified in the manner required by law; and in receiving, counting, and making returns of votes cast, the inspectors, judges, and clerks of said election shall be governed by the laws of this Commonwealth regulating general elections; and all the electors, inspectors, judges, and clerks, voting at and in attendance upon the election to be held under the provisions of this act, shall be subject to the penalties imposed by the election laws of this Commonwealth.

Repeal.

Section 2. All acts or parts of acts inconsistent herewith are hereby repealed.

APPROVED—The 28th day of May, A. D. 1907.

EDWIN S. STUART.

No. 206.

AN ACT

Making the removing, obliterating, or destroying tickets, cards, tin-slip, or other device, used to indicate or to identify persons loading coal in cars from mine-cars, a misdemeanor, and providing penalty therefor.

Mine-cars, or
coal-cars.

Removal or obliteration of identification slip, ticket, card, or device.

Misdemeanor.

Penalty.

Jury may infer intent.

Section 1. Be it enacted, &c., That any person who wilfully shall, from any loaded coal-car in or about any mines, breaker, or yard, in this Commonwealth, take, remove, sever, carry away, obliterate, or destroy any ticket, card, tin-slip, or other device or sign, used to indicate or identify the person or persons to whom credit or pay is or shall be due for the mining of coal in said car, or for the loading of said car, for the purpose of depriving such person or persons from getting credit or pay for said car, or for the purpose of defrauding such person in any manner, shall be deemed guilty of misdemeanor, and, upon conviction therefor, shall be sentenced to pay a fine not exceeding one hundred dollars or to undergo an imprisonment not exceeding one year, or either or both, at the discretion of the court; and the jury trying the case may infer such intent from the fact of taking, removing, carrying away, severing, obliterating, or destroying, in any manner, of such tickets, card, tin-slip, or other device or sign, as aforesaid.

APPROVED—The 28th day of May, A. D. 1907.

EDWIN S. STUART.

No. 207.

AN ACT

To allow receivers, assignees, guardians, committees, trustees, executors, and administrators to include in the lawful expenses of executing their trusts such reasonable sum paid a company, authorized under the laws of this State so to do, for guaranteeing the payment of the principal and interest of mortgages or other securities in which they are required to invest the funds of their estate, not exceeding one-half of one per centum per annum on the principal of such mortgage or other securities.

Section 1. Be it enacted, &c., That from and after the passage of this act, any receiver, assignee, guardian, committee, trustee, executor, or administrator, required by law, by the order of any court, or by the provisions of any assignment, deed, will, or other document, under or by the authority of which such receiver, assignee, guardian, committee, trustee, executor, or administrator is acting, to invest the funds within his control in mortgages or other securities, may include, as a part of the lawful expense of executing his trust, such reasonable sum paid a company, authorized under the laws of this State so to do, for guaranteeing the payment of the principal and interest of such mortgage or other securities, not exceeding one-half of one per centum per annum upon the principal of such mortgage or other securities.

Receivers, guardians, trustees, executors, administrators, etc.

Investment of funds.

Lawful expenses shall include sum paid guaranty company.

Section 2. That all acts or parts of acts inconsistent herewith are hereby repealed.

Repeal.

APPROVED—The 28th day of May, A. D. 1907.

EDWIN S. STUART.

No. 208.

AN ACT

Repealing an act, entitled "An act relating to the boundaries of cities of the third class," approved the sixteenth day of May, Anno Domini one thousand eight hundred and ninety-one.

Section 1. Be it enacted, &c., That the act of General Assembly, entitled "An act relating to the boundaries of cities of the third class," approved the sixteenth day of May, Anno Domini one thousand eight hundred and ninety-one, be and the same is hereby repealed.

Cities of the third class.

Act of May 16, 1891, cited for repeal.

APPROVED—The 28th day of May, A. D. 1907.

EDWIN S. STUART.

No. 209.

AN ACT

Validating the incurring of debt or increase of indebtedness of townships of the second class, by its supervisors, for the purpose of macadamizing roads and highways, constructing and repairing roads, culverts, and bridges, or lifting orders or payment of any contracts made therefor, to an amount, in the aggregate, not exceeding two per centum upon the assessed value of the taxable property therein, as fixed and determined by the last preceding assessed valuation thereof, and all coupon bonds or other securities issued therefor, and also all assessments of annual tax for the payment of the principal and interest of such indebtedness, represented by such bonds or other securities, since the twentieth of April, Anno Domini one thousand eight hundred and seventy-four.

Townships of the second class.

Increase of indebtedness.

Roads, bridges or culverts.

Bonds, orders, etc.

Validation.

Validation of securities.

Validation of tax.

Section 1. Be it enacted, &c., That in all cases where supervisors of townships of the second class have incurred debt or increased the indebtedness of such township, to an amount, in the aggregate, not exceeding two per centum upon the assessed value of the taxable property therein, as fixed and determined by the last preceding assessed valuation thereof, for the purpose of macadamizing the roads and highways of such township, and of purchasing stone-crushers, steam-rollers and tools, implements and material necessary therefor, or of constructing, improving or repairing any roads, bridges or culverts, or of lifting orders issued, or satisfying contracts made, therefor, and have issued interest-bearing coupon bonds or orders, or other securities, or made contracts therefor, and levied or assessed an annual tax for the payment of the interest and principal of said bonds or other securities, since the twentieth day of April, Anno Domini one thousand eight hundred and seventy-four, such incurring of debt or increase of indebtedness is hereby declared to be valid, and shall be held and adjudged to be valid and sufficient in law; and in all such cases the interest-bearing bonds, order, contract, or other securities, issued or made by such township, as evidence of such debt or increase of indebtedness, shall be and the same are hereby declared to be valid and lawful, to all intents and purposes, against such township, in the hands of all persons or corporations holding the same; and all assessments of annual tax for the payment of such bonds, or other securities, are likewise hereby declared to be valid, and lawful, to all intents and purposes.

APPROVED—The 28th day of May, A. D. 1907.

EDWIN S. STUART.

No. 210.

AN ACT

Abolishing the office of township tax collector, in townships of the first class, and providing that in such townships all taxes shall be collected by the township treasurer, including State and county taxes.

Section 1. Be it enacted, &c., That the office of township tax collector, in townships of the first class, is hereby abolished, and, from and after the expiration of the respective terms of the township tax collectors now in office, all taxes imposed on and accruing from persons and property within the respective townships of the first class of this Commonwealth, including all State, county, borough, township, school, and poor taxes, and all taxes levied by other authorities empowered and which may hereafter be empowered to levy taxes within the several townships of the first class of this Commonwealth, shall be collected by the township treasurer of the respective townships of the first class, who shall for that purpose have all the powers, perform all the duties, be subject to all the obligations and responsibilities, and receive the same compensation as are now by law vested in, conferred upon, or imposed upon collectors of the several classes of taxes hereinbefore mentioned, or which such collectors are now by law authorized or empowered to have and exercise, or are vested with, or are made liable or subject to, or are entitled to receive.

Section 2. All laws or parts of laws, general, local or special, inconsistent herewith, be and the same are hereby repealed; it being the purpose and intent of this act that no taxes shall be collected, in any township of the first class of this Commonwealth, save only by the treasurer of the said township.

APPROVED—The 28th day of May, A. D. 1907.

EDWIN S. STUART.

Townships of the first class.

Office of township tax collector abolished.

Township treasurer to collect all taxes.

Duties, obligations, etc.

Compensation.

Repeal.

Purpose and intent of act.

No. 211.

AN ACT

Regulating the sale of wheat-, rye-, corn- and buckwheat-bran and middlings, or any mixture thereof; also of condimental stock and poultry-food, and patented, proprietary, or trade-marked stock and poultry-food, possessing nutritive value combined with medicinal properties, and mixed feeds, including mixtures bearing distinctive names, used for feeding poultry and other domestic animals; and also of concentrated commercial feeding-stuffs; defining concentrated commercial feeding-stuffs; prohibiting their adulteration; providing for the collection of samples, and analysis thereof, by the Department of Agriculture, and the publication of information concerning the same; providing also for the expenses of the enforcement of the law, and fixing penalties for its violation.

Section 1. Be it enacted, &c., That every lot or parcel of corn- or buckwheat-bran or middlings, or any

Corn- or buckwheat-bran or middlings.

Sold at other
place than mill.

Commercial feed-
ing-stuff.

Patented or trade-
marked poultry-
food, etc.

Statement.

Contents.

Statement as to
constituents.

Wheat-bran or
middlings, and
rye-bran or mid-
dlings.

Statement.

When for sale
in bulk.

Statement card.

mixture of two or more of these articles, used for feeding domestic animals, sold, offered, or exposed for sale within this State, at any other place than at the mill where manufactured; and that every lot or parcel of concentrated commercial feeding-stuff, as defined in section two of this act, used for feeding domestic animals, including condimental stock and poultry-food, and patented, proprietary or trade-marked stock and poultry-food, possessing nutritive value combined with medicinal properties; and every lot or parcel of mixed feed, including mixtures bearing distinctive names, used for feeding poultry and other domestic animals, sold, offered, or exposed for sale within this State, shall have affixed thereto, in a conspicuous place on the outside thereof, a legible and plainly-printed statement, clearly and truly certifying the number of net pounds of feeding stuff contained therein, the name, brand or trade-mark under which the article is sold; the name and address of the manufacturer or importer, and a statement of the minimum percentage of crude protein and crude fat and the maximum percentage of crude fiber which it contains; these constituents to be determined by the methods adopted by the Association of Official Agricultural Chemists of the United States; and shall also have affixed thereto, in a conspicuous place on the outside thereof, a plainly-printed statement, truly certifying the names of the several ingredients of which the article is composed. Wheat-bran or wheat-middlings, rye-bran or rye-middlings, or any mixture of wheat-bran and wheat-middlings, or rye-bran or rye-middlings, used for feeding domestic animals, sold, offered, or exposed for sale within this State, at any other place than at the mill where manufactured, shall have a tag or printed statement attached to each package containing the same, guaranteeing the contents of the package to be pure and unadulterated wheat-bran or wheat-middlings, or rye-bran or rye-middlings, or a mixture of two or more of such articles; and also stating the number of net pounds contained therein, the name and address of the manufacturer or importer, and the names of the several ingredients of which the contents of the package are composed. Whenever any wheat, rye, corn- or buckwheat-bran or middlings, or any mixture of two or more of these articles, is kept for sale in bulk, at any other place in this State than at the mill where manufactured, or whenever any concentrated commercial feeding-stuff is kept for sale in bulk, stored in bins or otherwise, the dealer or dealers keeping the same for sale shall keep on hand cards of proper size upon which the foregoing statement or statements is or are plainly printed, and if the feeding-stuff is sold at retail, in bulk, or if it is put up in packages

belonging to the purchaser, the dealer or dealers shall, upon request of the purchaser, furnish him with one of said cards upon which is or are printed the statement or statements described in this section: **Provided,** That when any manufacturer or purchaser, located within the State of Pennsylvania, of any bran or middlings, or mixture thereof, or of any concentrated commercial feeding-stuff, as defined in section two of this act, shall send samples of the same to the Secretary of Agriculture for analysis, the chemist of the Department shall furnish such analysis, showing the percentage of crude protein, fat and fibre which it contains, and shall charge a fee of one dollar for each such sample, which analysis shall be made within ten days after the sample is received by the chemist, and all moneys so received shall, from time to time, be covered into the State Treasury.

Provided.

Analysis.

Fee.

Section 2. The term "concentrated commercial feeding-stuff," as used in this act, shall include cottonseed meals, cottonseed feeds, linseed meals, gluten meals, gluten feeds, pea meals, bean meals, peanut meals, coeanut meals, maize feeds, starch feeds, sugar feeds, dried distillers' grains, dried brewers' grains, malt sprouts, hominy feeds, cerealine feeds, rice meals, dried beet refuse, oat feeds, corn and oat feeds, ground beef or fish scraps, and other animal and vegetable by-products, mixed feeds, other than mixtures of wheat-bran and wheat-middlings and rye-bran and rye-middlings, including mixtures bearing distinctive names, and all other materials of a similar nature used for feeding domestic animals, including poultry, also condimental stock and poultry foods, and patented, proprietary, or trade-marked stock and poultry foods, possessing nutritive value combined with medicinal properties; but shall not include wheat-bran or wheat-middlings, rye-bran or rye-middlings, or any mixture of two or more of these articles; hays, straws, and corn stover, pure grains ground together; nor the unmixed meals made directly from the entire grains of wheat, rye, barley, oats, Indian corn, buckwheat, broom-corn, flaxseed, sugar-cane and sorghum, when all the different parts of such grains remain together and have not been separated, after grinding, by bolt, sieve, or otherwise.

Concentrated commercial feeding-stuff defined.

Section 3. No foreign mineral substance, or substance injurious to the health of domestic animals, shall be mixed with any feeding-stuff sold, offered or exposed for sale in this State: **Provided,** That nothing in this section shall be construed as prohibiting the use of mineral substances known to possess medicinal properties, and that are not injurious to the health of domestic animals, in compounding condimental stock

Minerals and injurious substances.

Provided.

and poultry foods and patented, proprietary, or trade-marked stock and poultry foods.

Copy of statement shall be filed.

Section 4. Each and every manufacturer, importer, agent, or person selling, offering, or exposing for sale any corn or buckwheat-bran or middlings, or any mixture of two or more of these articles, at any other place in this State than at the mill where manufactured, or any concentrated commercial feeding-stuff, as defined in section two of this act, shall, upon request, file in the office of the Secretary of Agriculture a certified copy of the statement or statements named in section one of this act.

Unlawful sale, or exposing for sale.

Section 5. Each and every manufacturer, importer, agent, or person, selling, offering, or exposing for sale any wheat, rye, corn, or buckwheat-bran or middlings, or any mixture of two or more of these articles, at any other place in this State than at the mill where manufactured, or any concentrated commercial feeding-stuff, as defined in section two of this act, without the statement or statements required by section one of this act; or to which is affixed a statement or guarantee which is false in any particular, or in relation to which the provisions of all of the foregoing sections have not been fully complied with, shall, for every such offense, forfeit and pay the sum of one hundred dollars, which shall be recoverable, with costs, including the expenses of analysis, by any person suing in the name of the Commonwealth, as debts of like amount are by law recoverable: Provided, That the Secretary of Agriculture shall, together with his deputies, agents, and assistants, be charged with the enforcement of this act, and shall have free access to all places of business, mills, buildings, carriages, cars, vessels, and packages, of whatsoever kind, used in the manufacture, importation, or sale of any concentrated commercial feeding-stuff, or of any wheat, rye, corn and buckwheat-bran and middlings, or mixtures thereof; and shall also have power and authority to open any package containing, or supposed to contain, any concentrated commercial feeding-stuff, or any wheat, rye, corn or buckwheat-bran and middlings or mixtures thereof, and take therefrom samples for analysis, upon tendering the value of said samples; and the party or parties interested, or their representative, shall be given an opportunity to be present when said samples are taken. Said samples shall be thoroughly mixed and then divided into two samples, and put in glass vessels and carefully sealed, and a label placed upon each vessel stating the name or brand of the feeding-stuff or material sampled, the name of the manufacturer when possible, the name of the party from whose stock the sample was taken, and the time and the place of taking; said labels to be signed by

Omission of statement.

False statement.

Fine.

Proviso.

Enforcement of act.

Powers and duties of Secretary of Agriculture and agents.

Taking and labeling of samples.

the Secretary of Agriculture or his agent, and by the party or parties interested, or their representative, if present at the taking of the samples. One of said duplicate samples shall be retained by the Secretary of Agriculture or his agent, and the other shall be left with the party whose stock was sampled. The Secretary of Agriculture shall cause such of the samples, retained by himself or his agent, as may seem to him proper, to be analyzed within sixty days after said samples are received by the chemist; and the result of the analysis of such samples, together with such additional information as circumstances advise, shall, by his authority, be published in reports or bulletins from time to time: Provided, That when the materials sampled are in packages, the samples shall be taken from four separate packages: And provided, further, That if the analysis of any sample does not differ from the guarantee more than ten per centum of the protein, fat or fibre guaranteed, the manufacturer shall be considered as having complied with the requirements of this act, except when the percentage of either protein or fibre shall exceed twenty per centum. in which case the variation allowed shall not exceed seven per centum of the guaranteed amount.

Retention of samples.

Analysis.

Publication.

Proviso.

Proviso.

Section 6. All necessary expenses under the provisions of this act shall, after approval in writing by the Governor and the Secretary of Agriculture, be paid by the State Treasurer, upon the warrant of the Auditor General, in the manner now provided by law: Provided, That not more than fifteen thousand dollars shall be expended in any one year, which amount, or so much thereof as may be necessary, is hereby specifically appropriated for said purpose; and all penalties and costs for the violation of the provisions of this act shall be paid to the Secretary of Agriculture or his agent, and by him immediately covered into the State Treasury.

Expenses under provisions of act.

Appropriation.

Section 7. Every person who violates any of the provisions of this act shall also be deemed guilty of a misdemeanor, and, upon conviction thereof, shall be punished by a fine of not less than fifty dollars nor more than one hundred dollars for the first offense, and a fine of not less than one hundred dollars nor more than two hundred dollars for every subsequent offense: Provided, That all penalties, fines, and costs, including the expense of analysis, imposed and recovered under the provisions of this act, shall be covered into the State Treasury.

Violations.

Misdemeanor.

Fine.

Proviso.

Section 8. Magistrates and justices of the peace throughout this Commonwealth shall have jurisdiction to hear and determine actions arising from violations of the provisions of this act, and to hold for court, or impose the penalties prescribed therein, subject to appeal as the law shall direct.

Jurisdiction of magistrates.

Act to take
effect.

Section 9. This act shall take effect on the first day of August, one thousand nine hundred and seven.

Repeal.

Section 10. All acts or parts of acts inconsistent with the provisions of this act are hereby repealed.

APPROVED—The 28th day of May, A. D. 1907.

EDWIN S. STUART.

No. 212.

AN ACT

Defining the rights and duties of water companies, and compelling them to furnish water to municipalities in which their source of supply is located, or forfeit their rights to a sufficient quantity of water from such sources as will supply the needs of such municipality, city, borough, or township, and the inhabitants thereof; also giving private and municipal water companies, organized under the provisions of this act, the right to condemn, take, and appropriate, with the consent and approval of the State Water Supply Commission, a sufficient quantity of water, from any source of supply lying within the corporate limits of the municipality, when such source of supply is not being utilized for supplying water to such municipality and the inhabitants thereof; also providing that water companies file statements with the State Water Supply Commission, under certain conditions, and making their failure to do so a misdemeanor, and prescribing penalties for a violation of the same.

Water companies.

Section 1. Be it enacted, &c., That from and after the passage of this act, any water company obtaining its water-supply, or any part thereof, from a source lying within the corporate limits of any municipality, city, borough, or township, in this Commonwealth, shall furnish such municipality and the inhabitants thereof with water, or otherwise forfeit its rights to a sufficient quantity of water, from such source, as will supply the needs of such municipality, city, borough, or township, and the inhabitants thereof.

Shall supply
water, or forfeit
rights.

Failure to supply.

Section 2. Should any water company fail to furnish water to any municipality, city, borough, or township, or the inhabitants thereof, under the conditions described in section one of this act, it shall be the duty of the city or borough council, the commissioners or supervisors of the township, as the case may be, to pass a resolution setting forth the fact that the municipality and the inhabitants thereof are not being served with water, and that they desire the same; a copy of which resolution shall be served on the president, secretary, or attorney of the water company having its source of supply within the corporate limits of the municipality thus affected; whereupon it shall be the duty of such water company to prepare a statement, setting forth in full its reasons for its failure to supply water to the affected district; which state-

Resolution of
council or super-
visors.

Service of resolu-
tion.

Statement of
water company.

ment must also include any plans in contemplation, if there be any, to supply water at some future time to such district, stating when such supply may be expected; which statement must be verified by oath or affirmation by the president or secretary of such water company, and filed with the State Water Supply Commission, at Harrisburg, within thirty days from the date of service of the original notice on such water company by the municipality affected.

Failure on the part of the president or secretary of such water company to file a statement, as above directed, shall be deemed a misdemeanor on their part, and, upon conviction thereof, they shall be sentenced to undergo an imprisonment not exceeding six months, and pay a fine not exceeding one thousand dollars, or either or both, at the discretion of the court. If, in the judgment of the State Water Supply Commission, the reasons filed are of such a character as to indicate that no relief will be given the municipality complaining, in the way of a water-supply, within a reasonable time, then said State Water Supply Commission may recommend to the Governor that letters patent be issued and a charter granted to any association of individuals who may legally form a water company, and who may apply for the same, and who will agree, in their application for a charter, to supply water to the municipality, city, borough, or township thus affected, and the inhabitants thereof, and for that purpose to have the right to condemn, take, or appropriate a sufficient quantity of water, from any source of supply lying within the corporate limits of any municipality, city, borough, or township thus affected, as is adequate to supply the needs of such municipality, city, borough, or township, and the inhabitants thereof: Provided, however, That any municipality, where conditions prevail such as are described in sections one and two of this act, shall have the right, with the consent and approval of the State Water Supply Commission, to condemn, take, or appropriate a sufficient quantity of water, from any source of supply lying within the corporate limits of any municipality or municipalities affected, as is adequate to meet the needs of such municipality or municipalities, and the inhabitants thereof, and no damages shall be collected by, or allowed to, any water company for any water appropriated under the provisions of this act.

Section 3. All acts or parts of acts inconsistent herewith, be and the same are hereby repealed.

APPROVED—The 28th day of May, A. D. 1907.
EDWIN S. STUART.

Contents.
Filing.
Failure to file.
Misdemeanor.
Fine and penalty.
Water Supply Commission may recommend incorporation of company.
Right to appropriate water.
Proviso.
Municipal right to appropriate water.
Repeal.

No. 213.

AN ACT

To amend section thirty-two of an act, entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes, and for municipal improvements, and for the removal of nuisances; the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened, and the manner of distributing the proceeds of such sales," approved the fourth day of June, Anno Domini nineteen hundred and one; so as to provide that such claims shall not be divested, by any judicial sale of the property liened, as respects so much thereof as the proceeds of such sale may be insufficient to discharge.

Liens.

Section 1. Be it enacted, &c., That the thirty-second section of an act, entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, and for the removal of nuisances; the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened, and the manner of distributing the proceeds of such sales," approved the fourth day of June, Anno Domini nineteen hundred and one, which reads as follows:—

Section 32, act of June 4, 1901, cited for amendment.

"Section 32. *A judicial sale of the property liened shall not discharge the lien of any other tax or municipal claim than that upon which such sale is had, except to the extent that the proceeds realized are sufficient for its payment, after paying the costs and expenses of the sale and of the writ upon which it was made. On any such sale being made, all tax claims shall be paid out of the proceeds thereof first, the oldest tax having priority, and municipal claims shall be paid next, the oldest in point of lien having priority. Mortgages, ground-rents, and other charges on, or estates in, the property, which were recorded, or created where recording is not required, before any tax other than for the current year accrued, or before the actual doing of the work in front of or upon the particular property for which the municipal claim is filed, shall not be disturbed by such sale unless a prior lien is also discharged thereby: Provided, however, That upon the petition of the plaintiff, in any such tax or municipal claim, setting forth that more than five years have elapsed since the filing of his claim; that he has exposed the property to sheriff's sale thereunder and was unable to obtain a bid sufficient to pay his claim in full; and, if a municipal claimant, that he will bid sufficient to pay all tax claims in full; and upon the production of searches or a title insurance policy, showing the state of the record and the ownership of*

the property, and of all liens, claims, mortgages, ground-rents, or other charges on, or estates in, the land, the court shall grant a rule upon all parties thus shown to be interested to appear and show cause why a decree should not be made that said property be sold, freed and clear of their respective claims, liens, charges, and estates. If upon hearing thereafter, the court is satisfied that personal service has been made of said rule upon the parties respondent, wherever found, and that the facts stated in the petition be true, it shall order and decree that said property be sold, freed and discharged of all tax and municipal claims, at a minimum bid sufficient to pay all tax claims in full, return thereof to be made to the court; and if, upon such return, it further appears that no sale was made, because no one was willing to bid a sum sufficient to pay the petitioner's claim in full, it shall further decree that said property be sold, clear of all such claims, liens, charges, and estates, at a minimum bid sufficient to pay all tax claims in full. If at the last-named sale no other person is willing to bid a sum sufficient to pay all tax claims in full, the property shall be knocked down to and title made to the treasurer of said county, for the benefit of the various tax claimants, in the order of priority hereinbefore set forth; and after the time for redemption has expired, said property may, under direction of said claimants or by decree of the proper court, be sold either at public or private sale, freed and discharged of all claims, and the proceeds realized therefrom distributed in accordance with the priority of said claims: Provided, further, That any person interested may, at any time before the sale, pay the petitioner the whole of his claim, with interest and costs, whereupon the proceedings on said petition shall at once determine.

“For the purpose of enabling the petitioner in any such proceeding to give the notice required, he may take the testimony of the defendant in the claim, or of any other person who he may have reason to believe has knowledge of the whereabouts of any of the parties respondent, either by deposition, commission, or letters rogatory,” be and the same is hereby amended to read as follows:—

Section 32. *The lien of a tax or municipal claim shall not be divested, by any judicial sale of the property liened, as respects so much thereof as the proceeds of such sale may be insufficient to discharge; nor shall a judicial sale of the property liened, under a judgment obtained on a tax or municipal claim, discharge the lien of any other tax or municipal claim than that upon which such sale is had, except to the extent that the proceeds realized are sufficient for its payment, after paying the costs and expenses of the sale and of the*

Judicial sales.

Priority.

Proviso.

Petition of plaintiff.

Rule.

Decree.

In case of no sale.

writ upon which it was made, *and any other prior tax or municipal claims to which the fund may first be applicable.* On any such sale being made, all tax claims shall be paid out of the proceeds thereof: first the oldest tax having priority; and municipal claims shall be paid next, the oldest in point of lien having priority. Mortgages, ground-rents, and other charges on, or estates in, the property, which were recorded, or created where recording is not required, before any tax other than for the current year accrue, or before the actual doing of the work in front of or upon the particular property for which the municipal claim is filed, shall not be disturbed by such sale unless a prior lien is also discharged thereby: Provided, however, That upon the petition of the plaintiff, in any such tax or municipal claim, setting forth that more than five years have elapsed since the filing of his claim; that he has exposed the property to sheriff's sale thereunder, and was unable to obtain a bid sufficient to pay his claim in full; and, if a municipal claimant, that he will bid sufficient to pay all tax claims in full; and upon the production of searches or a title insurance policy, showing the state of the record and the ownership of the property, and of all liens, claims, mortgages, ground-rents, or other charges on, or estates in, the land, the court shall grant a rule upon all parties thus shown to be interested to appear and show cause why a decree should not be made that said property be sold, freed and clear of their respective claims, liens, charges, and estates. If upon hearing thereafter, the court is satisfied that personal service has been made of said rule upon the parties repondent, wherever found, and that the facts stated in the petition be true, it shall order and decree that said property be sold, freed and discharged of all tax and municipal claims, at a minimum bid sufficient to pay all tax claims in full, return thereof to be made to the court; and if, upon such return, it further appears that no sale was made, because no one was willing to bid a sum sufficient to pay the petitioner's claim in full, it shall further decree that said property be sold, clear of all such claims, liens, charges, and estates, at a minimum bid sufficient to pay all tax claims in full. If at the last named sale no other person is willing to bid a sum sufficient to pay all tax claims in full, the property shall be knocked down to and title made to the treasurer of said county, for the benefit of the various tax claimants, in the order of priority hereinbefore set forth; and after the time for redemption has expired, said property may, under direction of said claimants or by decree of the proper court, be sold, either at public or private sale, freed and discharged of all claims, and the proceeds realized therefrom distributed in

accordance with the priority of said claims: Provided, further, That any person interested may, at any time before the sale, pay the petitioner the whole of his claim, with interest and costs, whereupon the proceedings on petition shall at once determine. Proviso.

For the purpose of enabling the petitioner in any such proceeding to give the notice required, he may take the testimony of the defendant in the claim, or of any other person who he may have reason to believe has knowledge of the whereabouts of any of the parties respondent, either by deposition, commission, or letters rogatory. Petitioner may take testimony.

APPROVED—The 28th day of May, A. D. 1907.

EDWIN S. STUART.

No. 214.

AN ACT

Regulating the practice and ball on appeals in equity cases, and providing for supersedeas where a specific performance of a contract for the purchase of land is decreed, and the defendant answers that the title to the land in question is not good and marketable.

Section 1. Be it enacted, &c., That whenever a bill of complaint is filed, or shall heretofore have been filed, in any court of common pleas of this Commonwealth, sitting in equity, and the complainant therein prays that the defendant be compelled to specifically perform his contract for the purchase of land, and the defendant in any such bill of complaint answers that the title to the land mentioned and described therein is not good and marketable, an appeal to the Supreme or Superior Court, from an order, judgment, or decree directing the payment of money and the execution of any conveyance or other instrument by the defendant, shall operate as a supersedeas, if the appellant executes the conveyance or instrument directed, and deposits the same in the court below, and gives bond, with sufficient surety or sureties, in double the amount of all costs accrued or likely to accrue, conditioned that the appeal be prosecuted with effect, that the appellant will abide by and obey the order or decree of the appellate court, and will pay all costs and damages awarded by the appellate court, or legally chargeable against him. Practice and ball on appeals in equity cases.

Appeal.

Supersedeas.

Bond.

Section 2. All acts or parts of acts inconsistent herewith be and the same are hereby repealed.

APPROVED—The 28th day of May, A. D. 1907.

EDWIN S. STUART.

No. 215.

AN ACT

Authorizing the payment into the court of common pleas of moneys charged upon lands, in and by deeds, or other writings in the nature of conveyances or agreements concerning lands, when said moneys are due and payable, and the persons, or any of them, entitled thereto, or any part thereof, cannot be ascertained or found with certainty; and providing for the extinguishment or discharge of the lien of such charge and the amount payable, and for the distribution of such amount.

Court of common
pleas.

Moneys charged
upon lands.

Liens.

When persons en-
titled to moneys
cannot be found
etc.

Payment into
court.

Decree.

Recording of de-
cree.

Costs.

Notice.

Distribution.

Repeal.

Section 1. Be it enacted, &c., That whenever moneys shall have been, or hereafter shall be, charged upon lands in this Commonwealth, and shall be a lien upon the same in and by any indenture or deed, or other writing in the nature of a conveyance of, or agreement respecting, lands; or whenever it shall be claimed that moneys have been so charged and the time has arrived or the event has happened when payment of the moneys, so charged, or claimed to have been so charged, may be made; and the persons, or any of them, entitled thereto, or any part thereof, can not be ascertained or found with certainty; it shall be lawful for the person or persons owning said lands to pay the full amount of said moneys, then payable, into the court of common pleas of the county wherein the lands are situated; whereupon said court shall make a decree discharging the lands from the lien of the moneys so charged or claimed to be charged, or so much thereof as may have been paid into court, as aforesaid; where decree shall be entered of record in said court, and certified copies thereof shall be recorded in the office of recording deeds in the proper county, in the like manner and with like effect as other papers relating to titles to lands may be recorded; and an entry, noting the place of record of said decree, shall be made by the recorder of deeds on the margin of the record of the indenture or deed, agreement or other writing, containing the charge, the costs of which payment into court and of such discharge shall be paid by the applicant or applicants paying the moneys into court.

Section 2. Upon the application of the person or persons paying into court the amount of moneys charged, as aforesaid, upon lands, or of any person claiming said moneys or any part thereof, the court shall, after directing how notice shall be given to the parties interested, make distribution of the moneys aforesaid, in the manner provided for the distribution of the proceeds of sheriff's sale when paid into court, and direct said moneys to be paid out to the parties who may be legally entitled to receive the same.

Section 3. That all acts and parts of acts incon-

sistent with the provisions hereof be and the same are hereby repealed.

APPROVED—The 28th day of May, A. D. 1907.

EDWIN S. STUART.

No. 216.

AN ACT

Providing that whenever any head of a family, or a person, shall be quarantined by any authority, because of any infectious or contagious disease, and by reason of such quarantine such person becomes unable to pay the expense of maintenance and treatment of his family or himself during the period of quarantine, he shall be considered a "poor person" or a "needy and indigent poor" person, within the meaning of the poor laws of this Commonwealth.

Section 1. Be it enacted, &c., That whenever any head of a family, or a person, shall be quarantined by any authority, because of any infectious or contagious disease, and by reason of such quarantine such person becomes unable to pay the expense of the maintenance and treatment of his family or himself during the period of quarantine, he shall be considered a "poor person" or a "needy and indigent poor" person within the meaning of the poor laws of this Commonwealth.

Quarantine.

Person quarantined.

Unable to pay expense of maintenance.

"Poor person" or "needy and indigent poor."

APPROVED—The 28th day of May, A. D. 1907.

EDWIN S. STUART.

No. 217.

AN ACT

Amending an act, entitled "An act amending the act, entitled 'An act providing for the acquisition by the State of certain ground at Valley Forge for a public park, and making an appropriation therefor,' approved May thirtieth, one thousand eight hundred and ninety-three; providing for the acquisition of additional land, and giving authority to the Commissioners to deputize officers to maintain police regulation, giving authority to said officers to make said arrests, etc.," approved March nineteenth, Anno Domini nineteen hundred and three; giving power to the Commissioners to grant to railroad companies the right to connect their termini by tunnel, beneath the park.

Section 1. Be it enacted, &c., That section two of an act, entitled "An act amending the act, entitled 'An act providing for the acquisition by the State of certain ground at Valley Forge for a public park, and making an appropriation therefor,' approved May thirtieth, one thousand eight hundred and ninety-three;

Valley Forge Park.

providing for the acquisition of additional land, and giving authority to the Commissioners to deputize officers to maintain police regulation, giving authority to said officers to make said arrests, etc.," approved March nineteenth, Anno Domini nineteen hundred and three, which reads as follows:—

Section 2, act of
March 19, 1903,
city for amend-
ment.

"That section four of said act which reads as follows: 'That the Commissioners of the said Park, after they shall have secured possession of the said grounds, shall adopt plans for the improvement, preservation, and maintenance thereof, and shall have power to carry the same into execution; and all moneys expended shall be under their supervision, but no contracts shall be made for the said improvement unless an appropriation therefor shall have been first made by the Legislature,' be and the same is hereby amended to read as follows:—

"That the Commissioners of said Park, after they shall have secured possession of the said grounds, shall adopt plans for the improvement, preservation, and maintenance thereof, and shall have power to carry the same into execution; and shall also have power to deputize one or more persons as special constables to maintain order within said park, protect the property from destruction, and make arrests for riots or illegal trespasses; and all moneys expended shall be under the supervision of the Commissioners, but no contracts shall be made for said improvement unless an appropriation therefor shall have been first made by the Legislature," be and the same is hereby amended to read as follows:—

Section 2. That section four of said act, which reads as follows:—

"That the Commissioners of the said Park, after they shall have secured possession of the said grounds, shall adopt plans for the improvement, preservation, and maintenance thereof, and shall have power to carry the same into execution; and all moneys expended shall be under their supervision, but no contracts shall be made for the said improvement unless an appropriation therefor shall have been first made by the Legislature," be and the same is hereby amended to read as follows:—

Adoption of plans,
etc.

Special con-
stables.

Contracts.

That the Commissioners of the said Park, after they shall have secured possession of the said grounds, shall adopt plans for the improvement, preservation, and maintenance thereof, and shall have power to carry the same into execution; and shall also have power to deputize one or more persons as special constables to maintain order within said Park, protect the property from destruction, and make arrests for riots or illegal trespasses; and all moneys expended shall be under the supervision of the Commissioners, but no contracts

shall be made for said improvement unless an appropriation therefor shall have been first made by the Legislature; and the Commissioners of the said Park shall also have power to grant to any railroad company, incorporated under a charter heretofore granted by the Commonwealth of Pennsylvania, the right to construct its railroad under the surface of the land included within the said Park, intervening between the places named in the charter of such company from and to which such railroad is to be constructed, maintained, and operated: *Provided*, That no part of the route of the said railroad, nor the construction, maintenance, or operation thereof, shall in any manner encroach upon or interfere with the surface of the said Park.

Tunnel.

Proviso.

APPROVED—The 28th day of May, A. D. 1907.

EDWIN S. STUART.

No. 218.

AN ACT

Authorizing the appointment of an additional stenographer in the Department of Fisheries.

Whereas, The work in the office of the Department of Fisheries has increased to such an extent that it is desirable to increase the office force, therefore:—

Preamble.

Section 1. Be it enacted, &c., That the Commissioner of Fisheries be authorized and empowered to appoint, and place upon the permanent roll of the Department of Fisheries, one stenographer, in addition to the one now already authorized by law, at a salary of nine hundred dollars per annum, the same to be paid monthly.

Department of Fisheries.

Stenographer.

APPROVED—The 28th day of May, A. D. 1907.

EDWIN S. STUART.

No. 219.

AN ACT

To authorize municipalities or townships to make assessments for municipal improvements outside of their corporate limits, under certain conditions.

Section 1. Be it enacted, &c., That whenever any street, alley, or highway, entirely within the limits of any city, borough, or township, shall divide the said city, borough, or township from any other municipality

Municipalities, and townships of the first class.

Assessments outside of corporate limits.

or township located in the same county, the property on the side of said street, alley, or highway, opposite the present line of said first-named municipality, borough, or township, shall, for a depth of one hundred and fifty feet from said line, be assessed for any and all municipal improvements to or on the streets, alleys, or highways on which the said property shall abut, in the manner provided by the acts of Assembly for assessments of benefits and damages, as if the said property were entirely located within the limits of said first named municipality, borough, or township.

Repeal.

Section 2. All laws inconsistent herewith are hereby repealed.

APPROVED—The 28th day of May, A. D. 1907.

EDWIN S. STUART.

No. 220.

AN ACT

To amend an act, entitled "An act to authorize and provide for the commitment of persons habitually addicted to the use of alcoholic drink or intoxicating drugs to a proper hospital or asylum, for restraint, care, and treatment," approved April sixteen, Anno Domini one thousand nine hundred and three; providing for the commitment of persons habitually addicted to the use of alcoholic drink or intoxicating drugs to a proper hospital or asylum, for restraint, care and treatment, by the court of quarter sessions.

Inebriates.

Section 1. Be it enacted, &c., That section one of an act, approved April sixteen, Anno Domini one thousand nine hundred and three, entitled "An act to authorize and provide for the commitment of persons habitually addicted to the use of alcoholic drink or intoxicating drugs to a proper hospital or asylum, for restraint, care, and treatment," which reads as follows:—

Section 1, act of April 16, 1908, cited for amendment.

"Section 1. Be it enacted, &c., That from and after the passage of this act, it shall be lawful for any person so habitually so addicted to the use of alcoholic drink, absinthe, opium, morphine, chloral, or other intoxicating liquor or drug, as to be a proper subject for restraint, care, and treatment in a hospital or asylum, or for at least two persons, being the wife, husband, parent, child, children, or next friends, of such person, to apply by petition to the court of quarter sessions, or to any magistrate or justice of the peace of the proper county, setting forth the facts, upon oath, and requesting the commitment of such person to a proper hospital or asylum, for restraint, care, and treatment; and such petition shall be accompanied by the affidavits of at least two physicians, based on ex-

amination of them of the alleged drunkard, setting forth the condition of such person, and stating that, in their opinion, restraint, care, and treatment in a hospital or asylum will be a benefit to such person. Whereupon the said court, *magistrate, or justice*, shall issue a warrant to bring before them, on a day certain, the petitioner, both physicians, and the alleged drunkard; and a hearing shall then be had, and if the facts set forth in the petition and affidavits are proved to the satisfaction of the judge, *magistrate, or justice*, it shall be the duty of the court to commit such alleged drunkard to a proper hospital or asylum, for restraint, care, and treatment, until, upon further hearing, the said court, *magistrate, or justice* shall be satisfied that such restraint, care, and treatment are no longer beneficial to the person committed as aforesaid: Provided. That such restraint shall not be continued in any case for a longer period than one year: And provided, That no person shall be committed under the provisions of this act, or be admitted into any hospital or asylum until payment has been made, or security has been given, to the managers of the hospital or asylum, satisfactory to them, to pay the proper charges for the board, care, and treatment of the alleged drunkard, and also to indemnify the said managers from all cost and expense: And provided, That all commitments under this act shall be reviewable by proceedings under writ of habeas corpus, which may be sued out at any time by any person restrained hereby, or by any one acting for or on behalf of such person," be and the same is hereby amended so as to read as follows:—

Section 1. Be it enacted, &c., That from and after the passage of this act, it shall be lawful for any person so habitually addicted to the use of alcoholic drink. absinthe, opium, morphine, chloral, or other intoxicating liquor or drug, as to be a proper subject for restraint, care, and treatment in a hospital or asylum, for at least two persons, being the wife, husband, parent, child, children, or next friends of such person, to apply by petition to the court of quarter sessions of the proper county, setting forth the facts, upon oath, and requesting the commitment of such person to a proper hospital or asylum, for restraint, care, and treatment; and such petition shall be accompanied by the affidavit of at least two physicians, based on examination by them of the alleged drunkard, setting forth the condition of such person, and stating that, in their opinion, restraint, care, and treatment in a hospital or asylum will be a benefit to such person. Whereupon the said court shall issue a warrant to have brought into court, on a day certain, the petition, both physicians, and the alleged drunkard; and a hearing shall then be had, and, if the facts set forth in the petition

Persons habitually
addicted to the
use of alcoholic
drinks, drugs,
etc.

Petition to the
court.

Affidavits.

Warrant.

and affidavits are proved to the satisfaction of the court, it shall be the duty of the court to commit such alleged drunkard to a proper hospital or asylum, for restraint, care, and treatment, until, upon further hearing, the said court shall be satisfied that such restraint, care and treatment are no longer beneficial to the person committed as aforesaid: Provided, That such restraint shall not be continued in any case for a period of more than one year: And provided, That no person shall be committed under the provisions of this act, or be admitted into any hospital or asylum, until payment has been made, or security has been given to the managers of the hospital or asylum, satisfactory to them, to pay the proper charges for board, care, and treatment of the alleged drunkard, and also to indemnify the said managers from all costs and expense: And provided, That all commitments under this act shall be reviewable by proceedings under writ of habeas corpus, which may be sued out at any time by any person restrained hereby, or by any one acting for or on behalf of such person.

Commitment.

Proviso.

Proviso.

Security.

Proviso.

Habeas corpus.

APPROVED—The 28th day of May, A. D. 1907.

EDWIN S. STUART.

No. 221.

AN ACT

To provide for the employment of the insane, feeble-minded, and epileptic persons confined in institutions, wholly or in part maintained by the State, for the care and treatment of the insane, feeble-minded, and epileptic persons; and providing for the distribution of the supplies, manufactured articles, goods, and products made in State institutions for the care of the insane, feeble-minded, and epileptic persons.

Whereas.

Whereas, From the testimony taken by the Commission, appointed by the Legislature of Pennsylvania, under a joint resolution, on the eighteenth of April, one thousand nine hundred and five, entitled "A joint resolution creating a Commission to investigate various charitable institutions, et cetera," for the investigation of the management of State hospitals and institutions for the care and treatment of the insane, it appears that both the physical and mental condition of the inmates are improved when they are given employment; and

Whereas, It also appears that some of those inmates who are given employment on the farms connected with the State institutions, and in and about the same, are much improved in body and mind; and

Whereas, It appears that the greater number of the inmates of the said institutions are, however, kept in

idleness because there is no employment that they can be given:--

It is, therefore, recommended by the Commission above mentioned, appointed by your honorable body, that means be devised whereby the inmates of the said institutions may be given employment, and their condition thereby improved; and for that purpose the above mentioned Commission respectfully recommend the enactment by your honorable body of an act, entitled "An act to provide for the employment of the insane, feeble-minded, and epileptic insane persons confined in institutions, wholly or in part maintained by the State, for the care and treatment of the insane, feeble-minded, and epileptic persons; and providing for the distribution of the supplies, manufactured articles, goods, and products made in State institutions for the care of the insane, feeble-minded, and epileptic persons."

Recommendation.

Section 1. Be it enacted, &c., That from and after the passage of this act, all inmates of any institution or hospital, which is wholly or in part maintained by the State for the care and treatment of the insane, feeble-minded, and epileptic persons, may make, manufacture, or produce such supplies, manufactured articles, goods, and products as may be used in any of the State hospitals or institutions.

Insane, feeble-minded and epileptic, for the employment of.

Section 2. All the supplies, manufactured goods, and products, so made, manufactured, or produced in institutions or hospitals, shall bear the stamp, giving the full name or title of the institutions wherein said article was made, manufactured, or produced.

Goods and products shall be stamped.

Section 3. Supplies, manufactured articles, goods, and products, so made, manufactured or produced, shall not be sold or exchanged to any person, firm, co-partnership, unincorporated association, or corporation; but same may be made subject to sale or exchange to any institution, within the confines of the Commonwealth, which is maintained by the State wholly or in part, wherein the insane, feeble-minded, and epileptic persons are confined.

Goods and products shall not be sold or exchanged.

Exception.

Section 4. Any trustee, manager, or superintendent, or other person connected with the management and control of any institution for the care and treatment of the insane, feeble-minded, or epileptic, and who shall violate any of the provisions of this act by permitting any supplies, manufactured articles, goods or products to be sold or exchanged in any other way except as herein provided, shall be guilty of a misdemeanor, and, on conviction, shall be sentenced to pay a fine of not more than five hundred dollars (\$500.00), at the discretion of the court.

Violations.

Misdemeanor.

Fine.

Section 5. All laws or parts of laws inconsistent herewith shall be and the same are repealed.

Repeal.

APPROVED—The 28th day of May, A. D. 1907.

EDWIN S. STUART.

No. 222.

AN ACT

To provide for the protection of insane persons, feeble-minded persons, and epileptics, and the appointment of a guardian for the said insane persons, feeble-minded persons, and epileptics, unable to care for their own property; authorizing the guardian to support the wife and children of the said insane persons, feeble-minded persons, and epileptics; defining the powers of the guardian, and authorizing the sale of real estate of the ward.

Insane, feeble-minded, or epileptic.

Petition for appointment of a guardian.

Notice of hearing.

Hearing.

Section 1. Be it enacted, &c., That whenever hereafter any person, being a resident of this State, shall become insane or feeble-minded or epileptic, or so mentally defective that he or she is unable to take care of his or her property, and in consequence thereof is liable to dissipate or lose the same, and to become the victim of designing persons, it shall be lawful for either the mother, father, brother, sister, husband, wife, child, next of kin, creditor, or, in the absence of such person or persons, or their inability, any other person, to present to the court of common pleas of the county in which said person to be cared for resides, his or her petition, under oath, setting forth the facts, praying the court to adjudge such person to be unable to take care of his or her property, and to appoint a guardian for the estate of such person.

Section 2. Thereupon it shall be the duty of the court to fix a day for the hearing on such application, and direct that ten days' written notice thereof be given to the person against whom the petition is presented, and also to the other members of his or her family residing within the jurisdiction, and, if such person or persons cannot be found, then by notice by such publication as the court may think proper.

Section 3. Upon the day fixed for the hearing the court shall require the presence of the person against whom the petition is presented, unless there is positive testimony to the effect that such person cannot be brought into court with safety to him or herself. At such hearing the court shall take the testimony of all the parties in interest, and of such other witnesses as the petitioner and the person against whom proceedings are instituted, or any member of his or her family, he or she may see fit to summons, on the question of the inability of the person against whom the proceedings are taken to care for his or her property because of mental deficiency. If the court, on such hearing, shall be satisfied that the person against whom the proceedings are taken is not able, owing to insanity or weakness of mind, to take care of his or her property, then it shall be the duty of the court to

decide, and enter a decree accordingly, and appoint a guardian to take care of the same. Decree.

Section 4. If the person against whom the proceedings are taken shall demand in writing, prior to the decision of the court on such application, a trial by jury, it shall thereupon be the duty of the said court to award an issue, framed to determine the question of fact involved, and such trial shall be granted. Trial by jury.

Section 5. From and after a decree that the person, against whom the same is entered, is insane, or so weak in mind that he or she is unable to take care of his or her property, the said person shall be wholly incapable of making any contract or gift whatever, or any instrument in writing, and the entry of such decree shall be notice of such incapacity, and said person shall be a ward of the court appointing such guardian. Decree shall be notice of incapacity.

Section 6. The guardian, so appointed, shall have precisely the same powers, and be subject to the same duties, as a committee on lunacy in the State of Pennsylvania. The court appointing such guardian shall have full power over the same, in directing an allowance for the said ward and for the support and maintenance of his wife, or his or her children, and the education of his or her minor children; and shall enter a decree of sale, mortgaging, leasing, or conveyance upon ground-rent of the real estate, or any part thereof, of the said ward, whenever in the opinion of the court it is necessary for the support and maintenance of the said ward or his family, or the education of his or her minor children, or the payment of his or her debts, or where it is for the interest and advantage of the said ward that the same shall be sold, mortgaged, leased, or let on ground-rent; and all absolute sales in fee simple, except as hereinafter provided, shall be by public sale or vendue, and may be either entirely for cash or partly on credit, and after full advertisement for at least twenty days by handbills, posted in at least twenty of the most public places in the city or county where the said premises shall be situated, and in at least two newspapers, not less than three times in each: Provided, That if the court shall be of the opinion that, under the circumstances, a better price can be obtained by private sale than at public sale, the court may decree and approve the same. Such sale, mortgaging, leasing, and letting on ground-rent shall be upon terms and rates to be approved by the court. When the said real estate is situated in the same county in which the said person shall reside, or in another county, or counties, and the court shall be satisfied of the propriety of a sale, mortgaging, or leasing, or letting on ground-rent, upon such real estate, or any part thereof, not within their jurisdiction, it shall be lawful for such court to make Powers and duties of guardian.

Power of court.

Decree of sale, etc.

Sales in fee simple.

Advertisement.

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Proviso.

Terms and rates of sale, mortgaging, etc.

Property not within jurisdiction.

Petition.

Return by guardian.

Bonds.

Regaining of ability.

Decree.

Appeals.

Repeal.

an order or decree authorizing such guardian to sell, mortgage, lease, or let upon ground-rent all the real estate of the ward, or so much thereof as the court may think necessary and as it may designate. Thereupon it shall be the duty of the court of common pleas of the county wherein the real estate so designated is situated, upon the petition of such guardian, to make an order for the sale, mortgaging, leasing, or letting upon ground-rent of said real estate, or so much thereof as the court appointing said guardian by its order shall designate; and such guardian shall, in all cases, make a return of his proceedings to the said court, in the county in which the real estate was sold, mortgaged, leased or let upon ground-rent shall be found, only. If the same be approved by the court, it shall be confirmed, and said guardian shall make a return of said proceedings to the court by which said guardian was appointed. The said guardian shall give such bonds and file such accounts, at such periods, as the court shall determine.

Section 7. If, at any time after the decree has been entered, the person against whom such proceedings are taken shall become able to care for his or her property, he or she, or any one of his or her family, or next of kin, may petition to the court, setting forth such fact; and, after a hearing, of which due notice shall be given to such person so afflicted, and to all members of the family and next of kin of the said person, if the court shall find that the said person so afflicted has regained the ability to care for his or her property, the court shall so decree, and shall discharge the guardian; and thereupon the said person shall be, so far as the care of his or her property or person shall be concerned, for the future, the same as if the proceedings against him or her had never been taken.

Section 8. Any person aggrieved by the final decree of the courts of common pleas may, within three months from the time of the entry of said decree, appeal to the Superior Court of the State, and such court may confirm, reverse, or modify the decree entered in the lower court.

Section 9. All acts or parts of acts inconsistent herewith be and the same are hereby repealed.

APPROVED—The 28th day of May, A. D. 1907.

EDWIN S. STUART.

No. 223.

A SUPPLEMENT

To an act, entitled "An act for the annexation of any city, borough, township, or part of a township, to a contiguous city, and providing for the indebtedness of the same," approved the twenty-eighth day of April, Anno Domini one thousand nine hundred and three; to enable territory now annexed, or which may hereafter be annexed under the provisions of said act, to be arranged and erected into a ward, or wards, of the city to which it is annexed; and providing the procedure for that purpose, and for the proper representation of the ward or wards erected.

Section 1. Be it enacted, &c., That whenever in this Commonwealth, now or hereafter, any city, borough, township, or part of a township, has been or shall be annexed to a contiguous city, under the provisions of the act of the General Assembly of the State of Pennsylvania, entitled "An act for the annexation of any city, borough, township, or part of a township, to a contiguous city, and providing for the indebtedness of the same," approved the twenty-eighth day of April, Anno Domini one thousand nine hundred and three, and is now, or may hereafter become, a part of the city to which it is annexed, that the territory thus annexed shall, as soon as practicable, be arranged and erected into a ward, or wards, of the same city to which it is annexed, in the following manner by the following procedure; namely:—

Annexation of
city, borough or
township.

There shall be presented to the court of quarter sessions of the county in which the decree for annexation has been entered, a petition, signed by at least twenty per centum of the qualified voters as shown by the registry for the last preceding election of the city, borough, township, or part of a township, so annexed, setting forth the decree of annexation, the date and place of record thereof, and praying said court to make such order or decree as will give to the people of the annexed territory representation in the different branches of government of said city, by erecting from said annexed territory, and creating therefrom, a ward, or wards, thereof; and thereupon it shall be the duty of the said court to make such order or decree as will give to the people of such annexed territory representation in the different branches of government of said city, and that will entitle the citizens of such annexed territory to enjoy and exercise full rights of citizenship in the city to which such territory has been annexed, by erecting and creating from said annexed territory a ward, or wards, thereof, to be duly constituted a ward, or wards, of the city to which such territory has been annexed and become a part; and said court shall number the ward or wards thus erected and

Petition.

Erection of ward
or wards.

Decree.

Numbering of
wards.

Filing of decree.
Certified copies.

created; and shall determine, and set forth in said decree, whether said annexed territory shall be erected into and created one ward or more than one ward of the city to which such territory has been annexed and become a part of; which said decree shall be entered in full upon the records of said court, and certified copies thereof, by the clerk of said court, under the seal of said court, shall be delivered to and filed by the clerk of the councils of said city and the secretary of the school district, or board of the school district, in which said ward or wards become located.

Election districts.

Aldermen.

Section 2. Whenever such annexed territory has been erected into and created a ward, or wards, of a city, as hereinbefore provided, it shall be the duty of the court of quarter sessions of the county to make such order or decree as may be necessary to constitute such ward or wards an election district, or election districts, in accordance with the laws of the Commonwealth of Pennsylvania now in force for such purposes, and appoint the election officers and place for holding the first election of ward officers and representatives, including an alderman, or aldermen, in such ward or wards, erected and created as hereinbefore provided; and for that purpose may order a special election, if said court shall deem the same necessary, to be conducted in the manner provided by law for conducting municipal elections. The officers elected at such special election shall hold their respective offices until their successors, who are hereby required to be elected at the municipal election held on the third Tuesday of February next succeeding the same, shall be duly qualified.

APPROVED—The 28th day of May, A. D. 1907.

EDWIN S. STUART.

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No. 224.

AN ACT

To regulate the purchasing, receiving, holding, and conveying of real estate by insurance companies incorporated under the laws of this Commonwealth.

Insurance companies.

Section 1. Be it enacted, &c., That the real estate which it shall be lawful for any insurance company, heretofore incorporated under any general or special law of this Commonwealth, or hereafter incorporated under any general law of this Commonwealth, to purchase, receive, hold, and convey shall be:—

Real estate, purchase and conveyance of.

I. Such as shall be requisite for its immediate accommodation in the convenient transaction of business.

II. Such as shall have been mortgaged to it in good faith, by way of security for loans previously contracted, or for moneys due.

III. Such as shall have been conveyed to it in satisfaction of debts, previously contracted in the course of its dealings.

IV. Such as shall be purchased at sales upon judgments, decrees, or mortgages, obtained or made for debts due said company, or for debts due other persons, where said company may have liens or incumbrances on the same and the purchase is deemed necessary to save the company from loss: Provided, That whenever such company shall have the power of receiving and executing trusts, it shall be and is hereby authorized and empowered to take, receive, and hold all estates and property, real and personal, which may be granted, committed, transferred, or conveyed to it, with its consent, upon any trust or trusts whatsoever, at any time or times, by any person or persons, body or bodies corporate, or by any court of the United States or of this State, and to administer, fulfil, and discharge the duties of such trusts. .

Section 2. All laws and parts of laws inconsistent herewith are hereby repealed.

APPROVED—The 28th day of May, A. D. 1907.

EDWIN S. STUART.

No. 225.

AN ACT

Authorizing the creation of a bureau of elevator inspection and the powers thereof, in the cities of this Commonwealth, and providing remedies and penalties for violating the provisions of ordinances passed or orders made by said bureau in relation thereto.

Section 1. Be it enacted, &c., That the several cities of this Commonwealth may provide for a bureau of elevator inspection, to be in charge of a chief inspector, and containing such and so many other inspectors and employes as may, from time to time, be needed for the proper management of said bureau. The salary of the chief inspector and other inspectors and employes shall be such as may, from time to time, be fixed by ordinance. In cities containing a Department of Public Safety, the said bureau shall form a bureau of said department. In all other cities it shall be an independent bureau, subject to such control as may be determined by ordinance.

Section 2. Such cities may, from time to time, provide that every elevator or hoist which may be used in

Proviso.

Trust.

Repeal.

Bureau of Elevator Inspection.

Chief inspector and inspectors.

Bureau of the Department of Public Safety.

When independent.

Machinery subject
to approval of
chief of bureau.

Inspection.

Permits.

Reports.

Fees.

Inspection certi-
ficate.

Operators.

Proviso.

Public hearing,
etc.

Penalties.

Injunction.

Violations.

Misdemeanor.

Fine.

Criminal liability.

said city, the kind and character of materials that may be used therein, or in any way of the appliances attached thereto or connected therewith, and the kind and character of safety devices required, shall be subject to the approval of the chief of said bureau; and may provide when and at what times inspection shall be made of said elevators or hoists, or of said appliances; what permits shall be required for their erection and use; when and what character of reports shall be made thereof and of said appliances, and of all accidents caused thereby or connected therewith; what charge shall be made for said inspection and permits, and where the inspection certificate shall be placed—in, upon, or near said elevator or hoists—what persons shall be permitted to operate them, and, generally, whatever in their judgment is necessary or convenient to the public, in the use of said elevators or hoists, in order to insure the safety of the passengers or property being carried upon the same: Provided, That before any particular manufacture of elevator or hoist, or appliances connected therewith, shall be finally rejected as dangerous or unsafe, the manufacturer thereof shall, if he requests it, be given a public hearing before the chief inspector and an opportunity to prove the safety and non-dangerous character of his make of elevator or hoist or appliance.

Section 3. Such cities may provide the penalties which shall be charged against and recoverable from those using elevators or hoists in violation of the provisions of the ordinances regarding the same, or the regulations the bureau adopted in accordance with the provisions of such ordinances; and may wholly forbid the use of any elevator or hoist not complying with the requirements thereof, and may also apply to the proper court of common pleas for an injunction whensoever, in the opinion of the said bureau, the exigency of the particular cause may require it.

Section 4. Any owner, lessee, agent, or other person, running or authorizing the running of any elevator or hoist in disregard of a notice from said bureau to cease so doing, shall be guilty of a misdemeanor, and, upon conviction thereof, shall, for that fact alone, be subject to a fine not exceeding five hundred dollars, or of imprisonment not exceeding three months, either or both, at the discretion of the court; and the fact of such notice, duly proved, shall be conclusive evidence of negligence against such person, in any action to recover for injuries to person or property caused by the use of such elevator or hoist during the period within which its use was forbidden by said bureau; but nothing in this section contained shall be so construed as to limit the criminal liability of such persons, in case of injury or death caused by the use of

any such elevator or hoist, either with or without notice from said bureau of its dangerous or unsafe character or condition.

APPROVED—The 28th day of May, A. D. 1907.

EDWIN S. STUART.

No. 226.

AN ACT

To provide that no dam, wall, wing-wall, wharf, pier, embankment, abutment, projection, or other obstruction, nor any addition thereto, shall be constructed, erected, or built in or along any public or navigable river, or stream heretofore declared a public highway, within this Commonwealth; nor shall the course, current, or cross-section thereof be changed or diminished, without the approval of the Water Supply Commission of Pennsylvania; and to require maps, plans, profiles, specifications, information, and data relating thereto to be submitted to said Commission.

Section 1. Be it enacted, &c., That from and after the passage of this act, no person or persons, corporation, county, city, borough, or township shall construct, erect, or build, in or along any public or navigable river, or stream heretofore declared a public highway, within this Commonwealth, any dam, wall, wing-wall, wharf, pier, embankment, abutment, projection, or other obstruction of such river or stream, nor make any addition to any existing dam, wall, wing-wall, wharf, pier, embankment, abutment, projection, or other obstruction of any such river or stream, nor in any manner change or diminish the course, current, or cross-section of any such river or stream, unless and until the said person or persons, corporation, county, city, borough, or township shall have submitted to the Water Supply Commission of Pennsylvania complete maps, plans, profiles, and specifications of, and such other information and data as the said Water Supply Commission of Pennsylvania may deem necessary relating to, the proposed dam, wall, wing-wall, wharf, pier, embankment, abutment, projection, or other obstruction, or addition thereto, and a majority of the members of the said Water Supply Commission of Pennsylvania shall have approved the same: Provided, however, That the provisions of this act shall not prohibit the making of necessary temporary repairs to existing dams, walls, wing-walls, wharves, piers, abutments, or projections.

Section 2. That all acts or parts of acts inconsistent herewith be and the same are hereby repealed.

APPROVED—The 28th day of May, A. D. 1907.

EDWIN S. STUART.

Dams, walls, wing-walls, wharves, piers, etc.

Erection of in or along navigable rivers or streams declared public highways.

Submission of plans, etc., to the Water Supply Commission.

Approval.
Proviso.

No. 227.

A SUPPLEMENT

To an act, entitled "An act to provide for the incorporation and regulation of certain corporations," approved April twenty-ninth, Anno Domini eighteen hundred and seventy-four; providing for the incorporation of trustees appointed or to be appointed under the terms of any will, deed, grant, or gift creating a trust or trusts for the benefit of the people of any incorporated city of this Commonwealth, for the advancement of learning, science, music, and art, or any one or more of said purposes, in which representatives of said city may have part in the management.

Incorporation of
trustees.

Cities.

Bequests, devises,
or gifts, in con-
nection with
trusts.

Advancement of
learning, science,
music, or art.

Section 1. Be it enacted, &c., That whenever any person shall have heretofore made, or hereafter make, any bequests, devises, or gifts, and shall have created, or may hereafter create, in connection therewith, a trust or trusts for the benefit of the people of any incorporated city of this Commonwealth, for the purpose of establishing and maintaining any library, museum, art gallery, school, or other institution for the advancement of learning, science, music, or art, or any one or more of said purposes, the terms and conditions and scope of the said trust or trusts being prescribed, and the manner in which the trustees shall be selected or appointed for the administration of said trust being specified, and providing that officers or representatives of the said city shall be some of said trustees, and if such bequests, devises, or gifts shall have been accepted by the city upon the terms imposed, it shall be lawful to form a corporation, in the manner hereinafter provided, for the management of said trust or trusts, either separately or together, if there be no inconsistency in said trusts.

Petition to the
court.

Section 2. That, with the consent of the said city, evidenced by a resolution of its councils, the majority of said trustees, named or acting under the provisions of the instrument creating the trust or trusts, may present a petition to the court of common pleas of the county in which said city shall be situate, which shall set forth the terms and provisions and conditions of such trust or trusts, the fact of the acceptance thereof by the city, as evidenced by the proper action of its councils, and, with such petition, the said trustee shall file articles of association, in which articles of association they shall certify:—

Articles of asso-
ciation.

Details.

1.—The name under which such trust or trusts shall be incorporated.

2.—The purpose for which it is formed (which shall embody the terms and provisions of the trust or trusts).

3.—The place or places where its business is to be transacted.

4.—The term for which it is to exist.

5.—The names and residences of the trustees, and

the manner in which their successors are to be chosen or qualified.

6.—The officers of the said city, and the names of those filling the offices at the time, who ex virtute officii are trustees, and the manner of their appointment or selection by the proper body of the city government.

7.—Such other provisions as may be necessary to carry out the intent of the testator or donor.

That the practice as to the execution, acknowledgment, and advertisement of said petition and articles of association shall follow the practice provided by the act to which this is a supplement, relating to corporations of the first class. And the said petition and articles of association shall be presented to a law judge of the said county, who is hereby required to examine them, and, if they shall be found to be in proper form, and shall appear lawful and not injurious to the community, he shall endorse thereon these facts; and he shall order and decree thereon that the charter applied for is approved; and upon the recording of said charter and order, in the office for the recording of deeds in and for the county aforesaid, the said trustees shall be a corporation, for the purposes and upon the terms mentioned in said petition and in said articles of association; and thereupon the property and money held by the said trustees under said trust or trusts shall immediately vest in the said corporation.

Advertisement.

Presentation of petition, etc., to the judge.

Decree.

Recording.

Vesting of property and money.

Section 3. Upon the incorporation of any institution under the provisions of this act, it shall be lawful for said city to grant and convey to such corporation any property which said city may have provided for the use of such institution under the terms of the original gift; and to permit such corporation to hold, occupy, and use such portions of its public parks, or lands acquired for, or set aside for the use of, such institution under the terms of the original gift; and to appropriate annually for its support any moneys it may have agreed to appropriate under the terms of the original gift.

Conveyance of property.

Use of Parks, etc.

Appropriations.

Section 4. Any corporation created under this act shall have perpetual succession, by its corporate name, for the purposes mentioned in its articles; and shall have power to maintain and defend judicial proceedings, make and use a common seal, and alter the same at pleasure; hold, purchase, sell, and transfer such real and personal property as the purposes of the corporation may require; appoint and remove subordinate officers and agents; to enter into any obligation necessary for the transaction of its affairs, and to make, and, from time to time, alter or amend by laws for the regulation of its affairs, not inconsistent with

The corporation to have perpetual succession.

Powers.

its articles of association or the laws of this Commonwealth.

APPROVED—The 28th day of May, A. D. 1907.

EDWIN S. STUART.

No. 228.

AN ACT

To enable the township commissioners, of townships of the first class in this Commonwealth, to establish boards of health, and providing for the payment of the expenses thereof by the townships.

Townships of the first class.

Appointment of board of health.

Term of members.

Duties, powers, etc., of board.

Members to be sworn.

Shall organize annually.

Secretary.

Health officer.

Section 1. Be it enacted, &c., That it shall be the duty of the township commissioners of townships of the first class, in every township of said class in this Commonwealth, within six months after the passage of this act, to nominate and appoint, by a majority vote of the members elected, a board of health of such township, to consist of five persons, not members of the board of township commissioners, one of whom shall be a reputable physician, of not less than two years standing in the practice of his profession. At the first appointment, the said township commissioners shall designate one of the members of said board of health to serve for one year, one to serve for two years, one to serve for three years, one to serve for four years, and one to serve for five years; and thereafter one member of said board shall be appointed annually, to serve for five years. The board shall be appointed by districts, to be fixed by the said township commissioners, representing as equally as may be all portions of the township. The members shall serve without compensation.

Section 2. The duties, responsibilities, powers, and prerogatives of said board shall be identical with those assigned to boards of health of cities of the third class, by sections three, four, five, six and seven of article eleven of the act of May twenty-third, one thousand eight hundred and eighty-nine, entitled "An act providing for the incorporation and government of cities of the third class," which reads as follows, due allowance being made for the difference in the municipal government of cities and townships:—

Section 3. The members of the Board shall severally take and subscribe the oath prescribed for township officers, and shall annually organize by the choice of one of their number as president. They shall elect a secretary, who shall keep the minutes of their proceedings and perform such other duties as may be directed by the board, and a health officer, who shall execute the

orders of the board, and for that purpose the said health officer shall have and exercise the powers and authority of a policemen of the township. The secretary and the health officer shall receive such salary as may be fixed by the board, which salary shall be paid out of the township treasury, upon proper warrant drawn, and shall hold their offices during the pleasure of the board. They shall severally give bond to the township, in such sums as may be fixed by ordinance, for the faithful discharge of their duties, and shall also take and subscribe the oath required by the members of the board. All fees which shall be collected or received by the board, or by any officer thereof in his official capacity, shall be paid over into the township treasury monthly, together with all penalties which shall be recovered for the violation of any regulation of the board. The president and secretary shall have full power to administer oaths or affirmations in any proceedings or investigation touching the regulations of the board, but shall not be entitled to receive any fee therefor.

Salaries.

Bonds.

Fees to be paid
into treasury.

Oaths, etc.

Section 4. The said board of health shall have power, and it shall be their duty, to make and enforce all needful rules and regulations to prevent the introduction and spread of infectious or contagious diseases, by the regulation of intercourse with infected places, by the arrest, separation, and treatment of infected persons and persons who shall have been exposed to any infectious or contagious disease; and by abating and removing all nuisances which they shall deem prejudicial to the public health; to enforce vaccination, to mark infected houses or places, to prescribe rules for the construction and maintenance of house-drains, waste-pipes, soil-pipes, and cesspools, and to make all such other regulations as they shall deem necessary for the preservation of the public health. They shall also have power, with the consent of the township commissioners in case of the prevalence of any contagious or infectious diseases within the township, to establish one or more hospitals, and to make provisions and regulations for the management of the same. The board may, in such cases, appoint as many ward or district physicians and other sanitary agents as they may deem necessary, whose salaries shall be fixed by the board before their appointment, and paid out of the township treasury. It shall be the duty of all physicians practicing within the township to report to the secretary of said board of health the names and residences of all persons coming under their professional care afflicted with such contagious or infectious disease, in the manner directed by the said board.

Powers and duties
as to preserva-
tion of public
health.May establish
hospitals.Physicians and
agents.Duty of phys-
icians.

Section 5. The said board of health shall have power, as a body or by committee, as well as the health officer, together with his subordinates, assistants, and work-

Abatement of
nuisances.

Costs and ex-
penses.

men, under and by order of the said board, to enter at any time upon any premises in the township, upon which there is suspected to be any infectious or contagious disease or nuisance detrimental to the public health, for the purpose of examining and abating the same; and all written orders for the removal of nuisance, issued to the said health officer by order of said board, attested by the secretary, shall be executed by him and his subordinates and workmen, and the cost and expense thereof shall be recoverable from the owner or owners of the premises from which the nuisance shall be removed, or from any person or persons causing or maintaining the same, in the same manner as debts of like amount are now by law collected.

Rules and regula-
tions.

Section 6. The said board shall make, and cause to be published, all necessary rules and regulations for carrying into effect the powers and functions with which they are hereby invested, which rules and regulations, when approved by the township commissioners, and when advertised in the same manner as other ordinances, shall have the force of ordinances of the township; and all penalties for the violation thereof, as well as expenses necessarily incurred in carrying the same into effect, shall be recoverable, for the use of the township, in the same manner as penalties for the violation of township ordinances, subject to the like limitation as to the amount thereof.

Penalties.

Annual estimate.

Section 7. It shall be the duty of the board of health to submit annually to the township commissioners, before the commencement of the fiscal year, an estimate of the probable receipts and expenditures of the board during the ensuing year, and the said commissioners shall then proceed to make such appropriation thereto as they shall deem necessary; and the said Board shall, in the month of January of each year, submit a report in writing to the township commissioners of its operations for the preceding year, with the necessary statistics thereof, together with the information or suggestions relative to the sanitary condition and requirements of the township as it may deem proper; and the commissioners shall publish the same in their official journal. It shall also be the duty of the board to communicate to the State Health Commissioner, at least annually, notice of its organization and membership, and copies of all its reports and publications, together with such sanitary information as may from time to time be required by said State Health Commissioner.

Appropriation.

Report.

Notice, etc., to
State Health
Commissioner.

Repeal.

Section 8. All acts or parts of acts inconsistent herewith, or contrary to the provisions of this act, are hereby repealed.

APPROVED—The 29th day of May, 'A. D. 1907.

EDWIN S. STUART.

No. 229.

AN ACT

Providing that certified copies of all records, documents, and papers in the possession of the Department of Health, or of any bureau, division, or officer thereof, shall be received in evidence in the courts of this Commonwealth.

Section 1. Be it enacted, &c., That copies of all records, documents, and papers in the possession of the Department of Health, or of any bureau, division, or officer thereof, when duly certified by the Commissioner of Health, under the seal of the Department of Health, shall be received in evidence in the several courts of this Commonwealth in all cases where the original records, documents, and papers would be admitted in evidence, with the same force and effect as the originals.

Department of
Health.

Certified copies of
records, etc.,
shall be received
as evidence.

APPROVED—The 29th day of May, A. D. 1907.

EDWIN S. STUART.

No. 230.

AN ACT

To amend section one of an act, entitled "An act to amend an act, entitled 'An act to amend an act, entitled 'An act to provide for the classification of the townships of the Commonwealth, with respect to their population, into two classes, and to prescribe the form of government for townships of each class,' approved the twenty-eighth day of April, Anno Domini one thousand eight hundred and ninety-nine, by providing that for the purpose of classification the population of townships may be ascertained by proceedings in the court of quarter sessions, and regulating such proceedings," approved the first day of April, Anno Domini one thousand nine hundred and five; by providing that those townships having a population of at least three hundred to the square mile shall be townships of the first class.

Section 1. Be it enacted, &c., That section one of an act, entitled "An act amend an act, entitled 'An act to provide for the classification of the townships of the Commonwealth, with respect to their population, into two classes, and to prescribe the form of government for townships of each class,' approved the twenty-eighth day of April, Anno Domini one thousand eight hundred and ninety-nine, by providing that for the purpose of classification the population of townships may be ascertained by proceedings in the court of quarter sessions, and regulating such proceedings,' approved the eleventh day of May, Anno Domini one thousand nine hundred and one, by providing that those townships having a population of at least two hundred and fifty to the square mile shall be townships of the first class," which reads as follows:—

Townships of the
first class.

Section 1, act of
April 1, 1905, cited
for amendment.

"Section 1. That for the purpose of legislation, regulating the municipal affairs, the exercise of certain corporate powers, and having respect to the number, character, powers, and duties of certain officers thereof, the townships now in existence, and those to be of the townships now in existence and those to be hereafter created, in this Commonwealth, shall be divided into two classes. Those townships having a population of at least *two hundred and fifty* to the square mile, as shown by United States census, or as ascertained in the manner hereinafter provided, shall be townships of the first class. All other townships shall be townships of the second class," be amended to read as follows:—

Shall have a
population of 300 to
the square mile.

Section 1. That for the purpose of legislation, regulating the municipal affairs, the exercise of certain corporate powers, and having respect to the number, character, powers, and duties of certain officers thereof, the townships now in existence, and those to be hereafter created, in this Commonwealth, shall be divided into two classes. Those townships having a population of at least *three hundred* to the square mile, shown by the United States census, or as ascertained in the manner hereinafter provided, shall be townships of the first class. All other townships shall be townships of the second class.

APPROVED—The 29th day of May, A. D. 1907.

EDWIN S. STUART.

No. 231.

AN ACT

To amend section one of an act, entitled "An act relative to costs in suits before aldermen and justices of the peace, and the collection of the same," approved the twenty-fourth day of June, Anno Domini one thousand eight hundred and eighty-five; providing that when an appellant shall enter good and sufficient bail absolute, for the payment of debt, interest, and costs on affirmance of the judgment, in which case the appellant shall not be required to pay the costs before taking such appeal.

Aldermen and
justices of the
peace.

Costs.

Section 1. Be it enacted, &c., That section one of an act, entitled "An act relative to costs in suits before aldermen and justices of the peace, and the collection of the same," approved the twenty-fourth day of June, Anno Domini one thousand eight hundred and eighty-five, which reads as follows:—

Section 1, act of
June 24, 1885,
cited for amend-
ment.

"That in all cases of appeal from the judgment of an alderman or a justice of the peace, the said alderman or justice shall be entitled to demand and receive from the appellant the costs in the case before the making and delivery of the transcripts for said ap-

peal; and if the appellant shall finally recover judgment in the case appealed, he shall be entitled to receive and collect from the adverse party the costs so as aforesaid paid on appeal," be amended to read as follows:—

That in all cases of appeal from the judgment of an alderman or justice of the peace, the said alderman or justice shall be entitled to demand and receive from the appellant the costs in the case, before making and delivery of the transcripts for said appeal; and if the appellant shall finally recover judgment in the case appealed, he shall be entitled to receive and collect from the adverse party the costs so as aforesaid paid on appeal: *Provided, however, That if any appellant shall give good and sufficient bail absolute, for the payment of debt, interest, and costs that have and will accrue on affirmance of the judgment, the appellant shall not be required to pay any costs before taking an appeal.*

Appeals.

Payment of costs.

Proviso.

Bail for costs, etc.

Section 2. All acts and parts of acts, general, special, or local, inconsistent herewith, be and the same are hereby repealed.

Repeal.

APPROVED—The 29th day of May, A. D. 1907.

EDWIN S. STUART.

No. 232.

AN ACT

Regulating the payment of retail liquor license-fees in this Commonwealth.

Section 1. Be it enacted, &c., That every person in this Commonwealth to whom the court of quarter sessions, sitting for the purpose of granting retail liquor licenses, may grant a license to sell liquor at retail, shall have until the day preceding the commencement of the term of said license to pay the fee fixed by law for said license.

Liquor license-fees, retail.

Time of payment.

Section 2. All acts or parts of acts inconsistent herewith are hereby repealed.

Repeal.

APPROVED—The 29th day of May, A. D. 1907.

EDWIN S. STUART.

A SUPPLEMENT

To an act, entitled "An act to provide for the incorporation and government of street railway companies in this Commonwealth," approved the fourteenth day of May, Anno Domini one thousand eight hundred and eighty-nine; authorizing companies chartered under the said act to issue bonds, payable at such times after the date thereof as may seem best to the directors.

Street railway
companies.

Issuing of bonds.

Time of pay-
ment.

Repeal.

Section 1. Be it enacted, &c., That the bonds of any corporation, now or hereafter incorporated under the provisions of an act, entitled "An act to provide for the incorporation and government of street railway companies in this Commonwealth," approved the fourteenth day of May, Anno Domini one thousand eight hundred and eighty-nine, and the several amendments thereof and supplements thereto, issued in compliance with law, and after the consent of the persons holding the larger amount in value of the stock has been first obtained at a meeting held after sixty days' notice given in pursuance of law, may be made payable at such times after their date as the directors of the said corporation may deem best.

Section 2. All acts or parts of acts inconsistent herewith be and the same are hereby repealed.

APPROVED—The 29th day of May, A. D. 1907.

EDWIN S. STUART.

No. 234.

AN ACT

To amend an act, entitled "An act to authorize and require the county commissioners of the several counties of this Commonwealth to furnish supplies and fuel for certain county officers," approved the twenty-fifth day of April, Anno Domini one thousand eight hundred and eighty-nine (Pamphlet Laws, fifty-two); so as to include certain additional articles of supply, and to repeal the act of June eighteenth, one thousand eight hundred and ninety-five.

County commis-
sioners.

Section 1. Be it enacted, &c., That the act, entitled "An act to authorize and require the county commissioners of the several counties of this Commonwealth to furnish supplies and fuel for certain county offices," approved the twenty-fifth day of April, Anno Domini one thousand eight hundred eighty-nine (Pamphlet Laws, fifty-two), consisting of one section which reads as follows:—

Act of April 25,
1889, cited for
amendment.

"That from and after the passage of this act, the county commissioners of the several counties of this Commonwealth shall, at the proper cost of the respect

ive counties, furnish the office furniture, books and stationery required for each of the county officers *herein named*, whose offices are located in the county buildings at the county seat; *namely, prothonotary, clerks of the several courts, register of wills, recorder of deeds, commissioners, and treasurer*; also all needed fuel and light," be and the same is hereby amended so as to read as follows:—

That from and after the passage of this act, the county commissioners of the several counties of this Commonwealth shall, at the proper cost of the respective counties, furnish the office furniture, blank books, *blanks, dockets, supplies*, and stationery required for each of the county officers whose offices are located in the county buildings at the county seat, and all needed fuel and light; *also printed court calendars and trial lists of the respective county courts, for the use of the officers and attorneys of said courts*.

Supplying of furniture, books, stationery, dockets, fuel, light, calendars, trial lists, etc.

Section 2. The act of June eighteenth, Anno Domini one thousand eight hundred and ninety-five (Pamphlet Laws, one hundred and ninety-seven), is hereby repealed.

Act of June 18, 1895, cited for repeal.

APPROVED—The 29th day of May, A. D. 1907.

EDWIN S. STUART.

No. 235.

AN ACT

Regulating the sale of Paris green; defining Paris green; prohibiting its adulteration; providing for the collection of samples and analysis thereof by the Department of Agriculture, and the publication of information concerning the same; providing also for the expenses of the enforcement of the law, and fixing penalties for its violation.

Section 1. Be it enacted, &c., That every lot or parcel of any Paris green sold, offered or exposed for sale, within this Commonwealth, shall have affixed thereto, in a conspicuous place on the outside thereof, a legible and plainly printed statement, clearly and truly certifying the name, brand, or trade-mark under which said Paris green is sold, the name and address of the manufacturer or importer, and a statement of the amount of water-soluble arsenic compounds, expressed as arsenious oxide, furnished, when treated for twenty-four hours with cold, distilled water, at the rate of one thousand parts by weight of water to one part by weight of Paris green; and also the amount of arsenic in combination with copper, expressed as arsenious oxide, which the said Paris green contains. Whenever any Paris green is sold from bulk, the dealer

Paris green.

Lots or parcels shall bear printed statement.

Contents of statement.

When sold in bulk.

Cards bearing statement.	or dealers keeping the same for sale shall also keep on hand cards, of proper size, upon which the foregoing statement is plainly printed; and the dealer or dealers shall, upon request of the purchaser, furnish him with one of said cards upon which is printed the statement described in this section.
Requirements.	Section 2. Paris green, when sold, offered or exposed for sale, as such, in this Commonwealth, shall comply with the following requirements: First. It shall contain arsenic, in combination with copper, equivalent to not less than fifty per centum of arsenious oxide. Second. It shall not contain arsenic, in water-soluble forms, equivalent to more than three and one-half per centum or arsenious oxide, when treated for twenty-four hours with cold, distilled water, at the rate of one thousand parts by weight of water to one part by weight of Paris green.
Analysis.	Section 3. The Secretary of Agriculture shall examine, or cause to be examined by the State chemist, the different brands of Paris green sold, offered or exposed for sale, within this Commonwealth, and cause samples of the same to be analyzed; and shall cause the analysis so made to be published in bulletins, from time to time, together with such additional information in regard to the character, composition, and use thereof as may seem to be of importance.
Bulletins.	
Sale without statement.	Section 4. Each and every manufacturer, agent, or person selling, offering, or exposing for sale, within this Commonwealth, any Paris green without the statement required by section one of this act, or to which is affixed a statement or guarantee which is false in any particular, or in relation to which the provisions of this act have not been fully complied with, shall for every such offense forfeit and pay the sum of one hundred dollars, which shall be recoverable with costs, including the expenses of analysis, as debts of like amount are by law recoverable: Provided, That the Secretary of Agriculture shall, together with his deputies, agents, and assistants, be charged with the enforcement of this act, and shall have free access to all places of business wherein it is suspected that any Paris green may be kept for sale; and may take from any person, firm, or corporation samples of Paris green, for analysis, upon tendering the value of said samples. When any Paris green sold, offered or exposed for sale, within this Commonwealth, is found, upon analysis, not to comply with the requirements of section two of this act, or when any of the provisions of this act have been violated, the Secretary of Agriculture shall report the facts to the district attorney of the county wherein the offense is committed, whose duty it shall be to forthwith prosecute the offender.
False statement or guaranty.	
Fine.	
Proviso.	
Secretary of Agriculture, duties of.	
Samples.	
Violations.	
Report to district attorney.	
	Section 5. Every certificate, duly signed and ac-

knowledge by the State chemist, relating to the analysis of any Paris green, shall be presumptive evidence of the facts therein stated.

Certificate of
State Chemist.

Section 6. All necessary expenses under the provisions of this act shall, after approval in writing by the Governor and the Secretary of Agriculture, be paid by the State Treasurer, upon the warrant of the Auditor General, in the manner now provided by law: Provided, That not more than five thousand dollars shall be expended in any one year, which amount, or so much thereof as may be necessary, is hereby specifically appropriated for said purpose; and all penalties and costs for the violation of the provisions of this act shall be paid to the Secretary of Agriculture or his agent, and by him immediately covered into the State Treasury.

Expenses.

Proviso.

Appropriation.

Disposition of
penalties, etc.

Section 7. Every person who violates any of the provisions of this act shall also be deemed guilty of a misdemeanor, and, upon conviction thereof, shall be punished by a fine of not less than fifty dollars nor more than one hundred dollars, for the first offense; and a fine of not less than one hundred dollars nor more than two hundred dollars, for every subsequent offense: Provided, That all penalties, fines, and costs, including the expenses of analysis, imposed and recovered under the provisions of this act, shall be covered into the State Treasury.

Violations.

Misdemeanor.

Fine.

Proviso.

Section 8. Magistrates and justices of the peace throughout this Commonwealth shall have jurisdiction to hear and determine actions arising from violations of the provisions of this act, and to hold for court, or impose the penalties prescribed therein, subject to appeal, as the law shall direct.

Jurisdiction of
magistrates and
justices of the
peace.

Appeal.

Section 9. This act shall take effect on the first day of September, one thousand nine hundred and seven.

Section 10. All acts and parts of acts inconsistent herewith be and the same are hereby repealed.

Repeal.

APPROVED—The 29th day of May, A. D. 1907.

EDWIN S. STUART.

No. 236.

AN ACT

Authorizing the taking of suckers, catfish, carp, and eels in the waters of this Commonwealth, through the use of fish-baskets, and prescribing penalties for violation of its provisions.

Section 1. Be it enacted, &c., That from and after the passage of this act, it shall be lawful to catch

Fish-baskets, use
of in taking
suckers, catfish,
carp, and eels.

Proviso.

Construction of
basket.

Close hours.

Release of game
fish.

License to operate
fish-basket.

Numbering of
basket.

Open season.

Owner's respon-
sibility.

Owner's affidavit.

suckers, catfish, carp, and eels, in any waters under the control of this Commonwealth, through or by or with the use of what is commonly known as a fish-basket, with wing-walls: Provided, The bottom of such fish-basket shall be made of wooden slats, set not less than three-eighths of an inch apart, when wet, and having the edges of each slat well rounded. These slats shall be so arranged as to make possible the removal, or practical removal, of at least three-fourths of the bottom of any basket that could be used for fishing, at that time; and the same shall be actually removed from said basket, or so adjusted as to make the catching of a fish by said basket an impossibility, during that part of each day beginning at one hour after sunrise and continuing to one hour before sunset, unless said fish-basket be under the immediate care and supervision of an operator who shall be responsible for each and every game fish taken through the use of said basket and retained, or permitted by him to have been so taken and retained. Each and every game fish that may come into any basket thus operated shall be immediately released unharmed, in the waters below said basket.

Section 2. Before any person shall be legally entitled to operate a fish-basket under the provisions of this act, he shall be required to secure a license authorizing such action. Said license shall be issued by the treasurer of the county in which such person proposes to operate; and shall cost the sum of one dollar, twenty-five cents of which shall belong to the county treasurer, for services rendered, and the remaining seventy-five cents shall belong to and be forwarded to the Department of Fisheries, at Harrisburg, on or before the first day of the next month following the date of such license, together with a copy of each license issued.

Section 3. Each fish-basket operated under the provisions of this act shall bear the number of the certificate issued to the owner thereof, the same to be in black or white figures, of not less than twelve inches in length, painted or fastened upon each side of said basket, in a conspicuous place.

Section 4. Said basket may be operated, at any time, from the fifteenth day of August to the first day of December next following, by any person or persons under the direction of the owner thereof, who shall, for the purposes of this act, be in all instances the person named in said license; and such owner shall be responsible for any violation of any fish law of this Commonwealth, through or by the use of such basket; and shall be required, on or before the first day of December next following the date of such license issued to him, to make an affidavit, in writing, and forward

the same to the Department of Fisheries at Harrisburg, clearly setting forth the fact that he has not, since the date of the license to him, either taken himself or permitted another to take and retain a game fish of any kind, through or by or with the use of said basket. For refusing to make this affidavit, upon demand made in writing by any officer of the Department of Fisheries, or for violating any specific provision of this act, such person shall be liable to a penalty of twenty dollars: Provided, That any owner of a fish-basket, who may know of a violation of any fish law of this Commonwealth by another person through the use of his fish-basket, shall be exonerated of all personal liability for such offense if he, within one week of the commission of such violation, notify the Department of Fisheries of such fact, and testify against the offender in case such person is prosecuted by said Department.

Refusal.

Penalty.

Provido.

Section 5. The operator of any fish-basket, who may elect to fish his basket during any time beginning at one hour after sunrise and ending at one hour before sunset, who shall leave the same unattended for a period of one hour, while it is set for fishing during such daytime, shall be liable to a penalty of ten dollars.

Unattended basket
in daytime.

Penalty.

Section 6. All penalties collected for violation of any provision of this act shall belong to the Department of Fisheries, and shall be forwarded by the court receiving the same to the State Treasurer, to be held by him as a fund separate and apart, for the use of said Department, to be drawn out upon order of the Commissioner of Fisheries and the Auditor General.

Disposition of
fines.

Section 7. Each and every magistrate, alderman, and justice of the peace in this Commonwealth shall have the right of summary conviction in all matters pertaining to violation of any provision of this act, and shall have the right and power, under the forms of existing law, to cause the arrest of any person or persons charged with such violation within a period of one year from the date of the commission of the offense; to hear the evidence, and to acquit or convict, as the case may be. In all cases of conviction, the defendant or defendants shall each be sentenced to pay the penalty imposed by the section violated, together with the costs of prosecution; and, in default of the payment thereof, shall be committed to the common jail of the county for a period of one day for each dollar of penalty imposed, unless he shall enter into good and sufficient recognizance, with one or more sureties, to answer such complaint, on a charge of misdemeanor, before the court of quarter sessions of the peace in and for the county in which the offense was committed; which court, on the conviction of the defendant by a

Magistrates, etc.,
rights and
powers of.

Hearing.

Penalty.

Bail.

Trial.

Penalty.

Repeal.

jury, and his failure to pay the penalty imposed by law and the costs of prosecution, shall commit such person to the common jail of the county for a period of one day for each dollar of penalty imposed.

Section 8. All acts or parts of acts inconsistent with the provisions of this act are herewith repealed.

APPROVED—The 29th day of May, A. D. 1907.

EDWIN S. STUART.

No. 237.

AN ACT

To amend section one of an act, entitled "An act to provide for the attendance, and for reports of attendance, of the children in the schools of this Commonwealth; for the enumeration of the children for that purpose, and providing compensation for the persons making such enumeration; for the appointment of attendance officers, defining their powers and duties, and providing for their compensation; for giving the boards of school controllers, where they exist, or school directors under certain conditions, power to designate the school to which pupils offending under this act shall be sent; for the establishment and maintenance of special schools; defining truancy and incorrigibility as disorderly conduct and providing penalties for the same; and providing for the disposition of truant and incorrigible children; and providing penalties for the violation of any provisions of this act; and providing for reports of employers of children; and withholding a part of the State appropriation from school districts not enforcing this act; and for the repeal of the compulsory acts of May sixteen, one thousand eight hundred and ninety-five, and July twelfth, one thousand eight hundred and ninety-seven, and all other acts or parts of acts inconsistent herewith," approved the eleventh day of July, one thousand nine hundred and one; providing that the act shall not apply to any child between the ages of fourteen and sixteen years who can read and write the English language, and is regularly engaged in any useful employment or service.

Schools.

Section 1. Be it enacted, &c., That section one of an act, entitled "An act to provide for the attendance and for reports of attendance, of the children in the schools of this Commonwealth; for the enumeration of the children for that purpose, and providing compensation for the persons making such enumeration; for the appointment of attendance officers, defining their powers, duties, and providing for their compensation; for giving the board of school controllers, where they exist, or school directors under certain conditions, power to designate the school to which pupils offending under this act shall be sent; for the establishment and maintenance of special schools; defining truancy and incorrigibility as disorderly conduct, and providing penalties for the same; and providing for the disposition of truant and incorrigible children; and providing penalties for the violation of any provisions of this act; and providing for reports of employers of

children; and withholding a part of the State appropriation from school districts not enforcing this act; and for the repeal of the compulsory acts of May sixteen, one thousand eight hundred and ninety-five, and July twelfth, one thousand eight hundred and ninety-seven, and all other acts or parts of acts inconsistent herewith," approved the eleventh day of July, one thousand nine hundred and one; which has been amended by an act, entitled "An act to amend section one of an act, approved the eleventh day of July, Anno Domini one thousand nine hundred and one, entitled 'An act to provide for the attendance, and for reports of attendance, of the children in the schools of this Commonwealth,' providing that certificates of age and ability to read and write the English language intelligently be issued by the superintendent of schools, notary public, justice of the peace, or any other person duly authorized to administer oaths, in cities and boroughs, and by the secretary of the school board in rural districts," approved the tenth day of April, Anno Domini one thousand nine hundred and five, to read as follows:—

"Section 1. Be it enacted, &c., That every parent, guardian or other person in this Commonwealth having control or charge of a child, or children, between the ages of eight and sixteen years, shall be required to send such child, or children, to a day school in which the common English branches are taught, and such child or children shall attend such school continuously during the entire time in which the public school in their respective districts shall be in session, unless such child or children shall be excused from such attendance by the board of the school district in which the parent, guardian or other person resides, upon the presentation to said board of satisfactory evidence showing such child or children are prevented from attendance upon school or application to study by mental, physical or other urgent reasons. But the term urgent reasons shall be strictly construed, and shall not permit of *regular* attendance: Provided, That the school board in each district shall have power, at its June meeting, to reduce the period of compulsory attendance to not less than seventy per centum (70 per centum) of the school term in such district, in which case the board must, at that date, fix the time for compulsory attendance to begin. This act shall not apply to any child, between the ages of *thirteen* and sixteen years, who can read and write the English language intelligently, and is regularly engaged in any useful employment or service. A certificate of age and ability to read and write the English language intelligently shall be issued by the superintendent of schools, notary public, justice of the peace, or any other person duly

Section 1, act of July 11, 1901, as amended by act of April 10, 1905. cited for amendment.

authorized to administer oaths, in cities and boroughs, and by the secretary of the school board in rural districts: Provided, That in case there be no public school in session within two miles, by the nearest traveled road, of any person within the school district, he or she shall not be liable to the provisions of this act: Provided, That this act shall not apply to any child that has been, or is being, otherwise instructed in English, in the common branches of learning, for a like period of time, by any legally qualified governess or private teacher in a family: And provided, further, That any teacher or principal of any private school or educational institution shall report non-attendance, as provided in section five (5) of this act: Provided, further, That any person employing a child, or children, shall furnish, on or before the third Monday of the school term, and quarterly thereafter, to the superintendent of schools, to the secretary of the board of school directors or controllers, of the district in which such child or children reside, the names, age, place of residence, and name of parent or guardian, of every person under the age of sixteen years in his employ at the time of said report: And provided also. That the certificate of any principal or teacher of a private school, or of any institution for the education of children, in which the common English branches are taught, setting forth that the work of said school is in compliance with the provisions of this act, shall be sufficient and satisfactory evidence thereof, and the teacher or principal of said school or institution shall have the power to excuse any child or children from non-attendance during temporary periods, in accordance with the provisions of this act," be amended so as to read as follows:—

Duty of parents,
guardians, etc.

Attendance.

When children
may be excused.

proviso.

Section 1. Be it enacted, &c., That every parent, guardian, or other person in this Commonwealth having control or charge of a child, or children, between the ages of eight and sixteen years, shall be required to send such child, or children, to a day school in which the common English branches are taught, and such child or children shall attend such school continuously during the entire time in which the public school in their respective districts shall be in session, unless such child or children shall be excused from such attendance by the board of the school district in which the parent, guardian or other person resides, upon presentation to said board of satisfactory evidence showing such child or children are prevented from attendance upon school or application to study by mental, physical or other urgent reasons. But the term "urgent reasons" shall be strictly construed, and shall not permit of *irregular* attendance: Provided, That the school board in each district shall have power,

at its June meeting, to reduce the period of compulsory attendance to not less than seventy per centum (70 per centum) of the school term in such district, in which case the board must, at that date, fix the time for compulsory attendance to begin. This act shall not apply to any child, between the ages of *fourteen* and sixteen years, who can read and write the English language intelligently, and is regularly engaged in any useful employment or service. A certificate of age, and ability to read and write the English language intelligently, shall be issued by the superintendent of schools, notary public, justice of the peace, or any other person duly authorized to administer oaths, in cities and boroughs, and by the secretary of the school board in rural districts: Provided, That in case there be no public school in session within two miles, by the nearest traveled road, of any person within the school district, he or she shall not be liable to the provisions of this act: Provided, That this act shall not apply to any child that has been or is being otherwise instructed in English, in the common branches of learning, for a like period of time, by any legally qualified governess or private teacher in a family: And provided, further, That any teacher or principal of any private school or educational institution shall report non-attendance, as provided in section five (5) of this act: Provided, further, That any person employing a child, or children, shall furnish, on or before the third Monday of the school term, and quarterly thereafter, to the superintendent of schools, to the secretary of the board of school directors or controllers, of the district in which such child or children reside, the name, age, place of residence, and name of parent or guardian, of every person under the age of sixteen years in his employ at the time of said report: And provided, also, That the certificate of any principal or teacher of a private school, or of any institution for the education of children, in which the common English branches are taught, setting forth that the work of said school is in compliance with the provisions of this act, shall be sufficient and satisfactory evidence thereof, and the principal or teacher of said school or institution shall have the power to excuse any child or children for non-attendance during temporary periods, in accordance with the provisions of this act.

Application of
act.

Certificate.

Proviso.

Proviso.

Proviso.

Proviso.

Report of em-
ployers.

Proviso.

Attendance at
private school.

APPROVED--The 29th day of May, A. D. 1907.

EDWIN S. STUART.

No. 238.

AN ACT

To provide for the better protection of children under the age of sixteen years, and providing punishment for the violation thereof.

Children under
the age of sixteen
years.

Abandonment,
etc.

Misdemeanor.

Penalty.

Prima facie evi-
dence.

Denizen of house
of ill-repute, etc.

•

Penalty.

Disclosure of con-
fidential com-
munications.

Repeal.

Section 1. Be it enacted, &c., That a parent or other person charged with the care and custody, for nurture or education, of a child under the age of sixteen years, who abandons the child in destitute circumstances, and wilfully omits to furnish necessary and proper food, clothing, or shelter for such child, shall be guilty of a misdemeanor, and, upon conviction thereof, shall be punished by a fine not exceeding one thousand dollars, or by imprisonment not exceeding two years, or both or either, at the discretion of the court. In case a fine is imposed, the same may be applied, in the discretion of the court, to the support of such child. Proof of the abandonment of such child in destitute circumstances, and omission to furnish necessary and proper food, clothing, or shelter, shall be prima facie evidence that such omission was wilful.

Section 2. A parent or other person charged with the care or custody, for nurture or education, of a child under the age of sixteen years, who suffers or permits any such child to be or remain in any reputed house of prostitution or assignation, or in any place where opium or any preparation thereof is smoked, shall be guilty of a misdemeanor, and, on conviction thereof, shall be punished by a fine not exceeding one thousand dollars, or by imprisonment not exceeding two years, or both or either, at the discretion of the court.

Section 3. Any provision of law prohibiting the disclosure of confidential communications between husband and wife shall not apply to prosecution for the offenses herein defined.

Section 4. All acts or parts of acts inconsistent herewith be and the same are hereby repealed.

APPROVED—The 29th day of May, A. D. 1907.

EDWIN S. STUART.

No. 239.

A SUPPLEMENT

To an act, entitled "An act to regulate the establishment, classification, and maintenance of high schools, the distribution of appropriations in aid of high schools, and the employment of teachers in high schools receiving State aid," approved June twenty-eighth, Anno Domini one thousand eight hundred and ninety-five; authorizing the directors of adjacent townships or school districts to purchase real estate and erect buildings for joint high schools, and to issue bonds for said purpose; and providing for the formation of high school boards to control and manage said schools.

Section 1. Be it enacted, &c., That the directors of any two or more adjacent townships or school districts, who desire to establish a joint high school under the provisions of the act to which this is a supplement, shall have power to purchase real estate for a suitable school site at any place that may be agreed upon, in either of said townships or districts, and take title thereto in the corporate name of said townships or districts, and to erect the necessary buildings and provide the necessary equipment for said high schools; and the directors of each of said townships or districts shall have power to issue bonds, in the manner prescribed and subject to the limitations imposed by law, for the purpose of raising the necessary funds to carry into effect the foregoing powers; but no indebtedness shall be created under authority of this act except by the vote of a majority of all the directors of each of said townships or school districts; and any indebtedness so created shall be apportioned among the respective townships or districts, by which said high school is established, according to the last adjusted valuation of the subjects and things in said townships or districts taxable for school purposes, which valuation shall be taken from the records of the county commissioners at the date said bond issue is authorized.

Section 2. The directors of each of the townships or districts establishing said joint high school shall, at their first meeting after the same has been placed in operation, and annually thereafter, select one of their number to represent said township or district in the transaction of business pertaining to said high school; and the members so selected shall constitute a separate board, which shall be known as the high school board of said districts, and shall have all the powers and duties, and be subject to all the liabilities with respect to the control, regulation, and maintenance of said high school, that are conferred or imposed by law upon the school directors of either of the townships or districts by which said high school is established: Provided, That said high school board

High schools,
joint.

Establishment of.

Purchase of real
estate.Erection of build-
ing.

Issue of bonds.

Apportionment of
indebtedness.High school
board.Powers and
duties.

Provided.

shall have no power to create indebtedness by the issue of bonds, or otherwise; but, in the disbursement of funds, shall be limited to the moneys provided by the school boards of the respective townships or districts which it represents.

Repeal.

Section 3. All acts or parts of acts inconsistent herewith are hereby repealed.

APPROVED—The 29th day of May, A. D. 1907.

EDWIN S. STUART.

No. 240.

AN ACT

Providing for better sanitation of schoolrooms, relative to heat and ventilation.

Whereas.

Whereas many schoolrooms of this Commonwealth have been constructed without provision for proper heating and ventilation, and the health and comfort of many school children are greatly endangered thereby, therefore

Schoolrooms.

Heating of with stoves.

Section 1. Be it enacted, &c., That on and after the first day of December, nineteen hundred and seven, that it shall be unlawful for any board of school-directors, within this Commonwealth, to use a common heating stove for the purpose of heating any schoolroom, unless every such stove shall be in part inclosed within a shield or jacket, made of galvanized iron or other suitable material, and of sufficient height and so placed as to protect all pupils, while seated at their desks, from direct rays of heat.

Ventilation.

Section 2. Be it further enacted that every schoolroom in this Commonwealth shall be provided with ample means of ventilation, and that, when windows are the only means in use, they shall be so constructed as to admit of ready adjustment, both at the top and bottom, and some device shall be provided to protect pupils from currents of cold air.

Thermometers.

Section 3. A thermometer shall be placed in every schoolroom in this Commonwealth, by the directors in charge, and this provision shall be complied with even when standard systems of heating and ventilation are in use.

Violations of act.

Proviso.

Section 4. Any school board neglecting or refusing to comply with the provisions of this act, may, by proper course of law, be dismissed from office: Provided, That when one or more members shall vote to comply with the provisions of this act, such member or members shall not be subject to dismissal.

APPROVED—The 29th day of May, A. D. 1907.

EDWIN S. STUART.

No. 241.

AN ACT

To amend sections two, three, and five of an act, entitled "An act to provide for the attendance, and for reports of attendance, of the children in the schools of this Commonwealth; for the enumeration of the children for that purpose, and providing compensation for the persons making such enumeration; for the appointment of attendance officers, defining their powers and duties, and providing for their compensation; for giving the boards of school controllers, where they exist, or school-directors under certain conditions, power to designate the school to which pupils offending under this act shall be sent; for the establishment and maintenance of special schools; defining truancy and incorrigibility as disorderly conduct, and providing penalties for the same; and providing for the disposition of truant and incorrigible children; and providing penalties for the violation of any provisions of this act; and providing for reports of employers of children; and withholding a part of the State appropriation from school districts not enforcing this act; and for the repeal of the compulsory acts of May sixteen, one thousand eight hundred and ninety-five, and July twelfth, one thousand eight hundred and ninety-seven, and all other acts or parts of acts inconsistent herewith," approved the eleventh day of July, one thousand nine hundred and one; declaring the employment of any child, not in attendance at school as provided in the act, by any person, firm, or corporation a misdemeanor, and providing the penalties upon conviction thereof; authorizing attendance officers to enter any place wherein any gainful occupation is carried on, to ascertain whether any such child is employed therein, and to inspect such places, and the records required by law to be kept therein with respect to the employment of children; providing penalties for refusal to permit such inspection; authorizing the dismissal from employment of such children, and giving to the child dismissed an appeal from the decision of the school authorities to the court of quarter sessions; further declaring the powers and duties of attendance officers, with respect to the truant and incorrigible children; and providing for proceedings against parties violating the provisions of the act.

Section 1. Be it enacted, &c., That section two of an act, entitled "An act to provide for the attendance, and for reports of attendance, of the children in the schools of this Commonwealth; for the enumeration of the children for that purpose, and providing compensation for the persons making such enumeration; for the appointment of attendance officers, defining their powers and duties, and providing for their compensation; for giving the boards of school controllers, where they exist, or school directors under certain conditions, power to designate the school to which pupils offending under this act shall be sent; for the establishment and maintenance of special schools; defining truancy and incorrigibility as disorderly conduct, and providing penalties for the same; and providing for the disposition of truant and incorrigible children; and providing penalties for the violation of any of the provisions of this act; and providing for reports of employers of children; and withholding a part of the State appropriation from school districts not enforcing

Schools.

ing this act; and for the repeal of the compulsory acts of May sixteen, one thousand eight hundred and ninety-five, and July twelfth, one thousand eight hundred and ninety-seven, and all other acts or parts of acts inconsistent herewith," approved the eleventh day of July, one thousand nine hundred and one, which reads as follows:—

Section 2, act of
July 11, 1901, cited
for amendment.

"Section 2. For every neglect of duty imposed by the first section of this act, the principal or teacher, or person in parental relation, offending, shall be guilty of a misdemeanor, and shall upon conviction thereof before a justice of the peace, magistrate, or alderman, forfeit a fine not exceeding two dollars on first conviction, and a fine not exceeding five dollars for each subsequent conviction; and in default of payment of said fine, the defendant may be committed to the county prison for a period not exceeding two days for the first conviction, and for a period not exceeding five days for each subsequent conviction: Provided, Upon conviction, the defendant or defendants may appeal to the court of quarter sessions of the peace of the proper county, within five days, upon entering into recognizance with one surety for the amount of the fines and costs: Provided, however, That before such penalty is incurred, the parent, guardian, or other person liable therefor shall be notified in writing by the superintendent of schools, or the secretary of the school board, or by the attendance officer if there be one, of such liability, and shall have opportunity, by compliance with the requirements of this act, within three school days, then and thereafter to avoid the imposition of such penalty. But after such notice has been served, if the same child is absent from school three days, or their equivalent in time, during the remaining period of compulsory attendance, without excuse as provided by section one (1) of this act, the parent, guardian, or person in parental relation shall be liable to prosecution under this act, without further notice. The fines provided for by this act shall, when collected, be paid over by the officers collecting the same into the school treasury of the respective districts, for the use of the said school district of the city, borough, or township in which such person convicted resides, to be applied and accounted for by such treasurers in the same way as other moneys raised for school purposes; such fines shall be collected by a process of law similar to the collection of other fines," be amended so as to read as follows:—

Neglect of duty
by principal,
teacher, or
parent.

Section 2. For every neglect of duty imposed by the first section of this act, the principal or teacher, or person in parental relation, offending, shall be guilty of a misdemeanor, and shall, upon conviction thereof before a justice of the peace, magistrate, or alderman,

forfeit a fine not exceeding two dollars on first conviction, and a fine not exceeding five dollars for each subsequent conviction; and in default of payment of said fine, the defendant may be committed to the county prison for a period not exceeding two days for the first conviction, and for a period not exceeding five days for each subsequent conviction: Provided, Upon conviction, the defendant or defendants may appeal to the court of quarter sessions of the peace of the proper county, within five days, upon entering into recognizance with one surety for the amount of the fines and costs: Provided, however, That before such penalty shall be incurred, the parent, guardian, or other person liable therefor shall be notified in writing by the superintendent of schools, or the secretary of the school board, or by the attendance officer, if there be one, of such liability, and shall have opportunity, by compliance with the requirements of this act within three school days, then and thereafter to avoid the imposition of such penalty. But after such notice has been served, if the same child is absent from school three days, or their equivalent in time, during the remaining period of compulsory attendance, without excuse as provided by section one (1) of this act, the parent, guardian, or person in parental relation shall be liable to prosecution under this act, without further notice. *Any person, firm, or corporation who shall employ, or have in his or their employ, any child not in attendance at school as provided in section one (1) of this act, shall be guilty of a misdemeanor, and, upon conviction thereof before a justice of the peace, magistrate, or alderman, shall be fined in the sum of ten dollars for the first offense, and in the sum of thirty dollars for each subsequent offense: Provided, Upon conviction, the defendant or defendants may appeal to the court of quarter sessions of the peace of the proper county, within five days, upon entering into recognizance with one surety for the amount of the fines and costs. The fines provided for by this act shall, when collected, be paid over by the officers collecting the same, into the school treasury of the respective districts, for the use of the said school district of the city, borough, or township in which such principal, or teacher, or person in parental relation, convicted, resides; or in cases of conviction for employing or having in employ any child not in attendance at school, as provided in section one (1) of this act, for the use of the said school district of the city, borough, or township in which such child is employed; to be applied and accounted for by such treasurers in the same way as other moneys raised for school purposes. Such fines shall be collected by a process of law similar to the collection of other fines.*

Fine.

Proviso.

Appeal.

Proviso.

Notice to parent.

Non-attendance
after notice.Unlawful employ-
ment.

Fine.

Proviso.

Appeal.

Disposition of
fines.

Section 2. That section three of said act, which reads as follows:—

Section 3, act of July 11, 1901, cited for amendment.

“Section 3. Board of school directors or school controllers shall in cities, and may in all other school districts, employ one or more persons, to be known as attendance officers, who shall, in addition to the duties provided elsewhere in this act, have full police power without warrant, and whose duty it shall be to look after and arrest and apprehend truants and others who fail to attend school in accordance with the provisions of this act. When an attendance officer arrests or apprehends any truant or other person, as herein set forth, he shall have power, immediately to place him or her in the school in which he or she is or should be enrolled, or, at the expense of the parent, guardian, or person in parental relation, in such private school, as provided by section one (1) of this act, as the parent, guardian, or person in parental relation may select. And in case the parent, guardian, or person in parental relation shall refuse or neglect, immediately, to select such school, the school board or board of school controllers shall have full power to designate the school in which the child shall be placed. The persons appointed such attendance officers shall be entitled to such compensation as shall be fixed by the boards appointing them; but, in townships, shall not exceed two dollars per day; and such compensation shall be paid out of the school fund. Boards of directors or controllers of any school district, or of two or more districts jointly, may establish special schools for children who are habitual truants, or who are insubordinate or disorderly during their attendance upon instruction in the public schools, and may provide for the proper care, maintenance, and instruction of such children in such schools, for such period of time as the board may prescribe. But, before the pupil shall be placed in such special school, the parent, guardian, or person in parental relation shall have opportunity to be heard. All truancy and incorrigibility shall be deemed disorderly conduct. And in case no special school, as herein prescribed, has been established, the superintendent of schools or secretary, or attendance officer if there be one, shall proceed against such truant or incorrigible pupil as a disorderly person, before a justice of the peace, magistrate, or alderman, and, upon conviction, the pupil may be sentenced to any special or reformatory school supported wholly or in part by the State, or, at the option of the school board or board of controllers, be committed to the care of a society, duly incorporated, having for one of its objects the protection of children from cruelty, or the placing of children, not otherwise provided for, in families; and in case of a commitment of a child, or children, to the

care of such society, the board of directors or controllers of the district may provide for the expense of the maintenance and education of such children or child out of that part of the school fund within its control which shall have been appropriated to said board by the local authorities of such district," be amended so as to read as follows:

Section 3. *The board of school directors or school controllers shall in cities, and may in all other school districts, employ one or more persons, to be known as attendance officers, who shall, in addition to the duties provided elsewhere in this act, have full police power without warrant, and whose duty it shall be to look after and arrest and apprehend truants and others who fail to attend school in accordance with the provisions of this act, or is incorrigible or insubordinate or disorderly during attendance upon instruction in the public schools. When an attendance officer arrests or apprehends any truant or other person, who fails to attend school in accordance with the provisions of this act, or who is incorrigible or insubordinate or disorderly during attendance upon instruction in the public schools, as herein set forth, he shall have power, immediately, to place him or her in the school in which he or she is, or should be, enrolled, or, at the expense of the parent, guardian, or person in parental relation, in such private school, as provided by section one (1) of this act, as the parent, guardian, or person in parental relation may select. And in case the parent, guardian, or person in parental relation shall refuse or neglect, immediately, to select such school, the school board or board of school controllers shall have full power to designate the school in which such child shall be placed. Such attendance officers shall have authority to enter any place wherein any gainful occupation is carried on, to ascertain whether any child or children not in attendance at school, as provided in section one (1) of this act, are employed therein; and, in pursuance of such authority, such officers shall have the right to inspect any employment certificates, notices, registers, or other lists required by law to be kept on file or to be posted therein. Any owner, superintendent, lessee, or other person in charge of any place wherein any gainful occupation is carried on, who shall refuse admittance to an attendance officer, or opportunity to an attendance officer for inspecting freely any child or children employed therein, or who shall refuse to permit inspection by an attendance officer of any employment certificate, notice, registers, and other lists required by law to be filed or to be posted therein, shall be guilty of a misdemeanor, and, upon conviction thereof, shall be fined in a sum not less than twenty-five dollars nor more than fifty dollars. Such attend-*

Attendance officers.

Shall have police power.

Duty of officers.

Disposal of truant.

Officers shall have right of entry.

Inspection of papers.

Refusal of admittance, etc.

Fine.

Dismissals from
employment.

Proviso.

Appeal to super-
intendent.

Proviso.

Appeal to court.

Compensation of
officers.

Special schools.

Notice to parent.

Disorderly con-
duct.

Conviction and
sentence.

ance officers shall have authority to dismiss from employment, in any such place wherein any gainful occupation is carried on, any child or children not in attendance at school as provided in section one (1) of this act and employed therein, and dismissal to take effect at the end of working hours upon the day upon which such dismissal is ordered: Provided, That any child who shall be aggrieved by the order of dismissal of such attendance officer shall have the right of appeal, forthwith, to the county, city, or borough common school superintendent of the district wherein such child was employed, or his deputy duly authorized by him to hear such appeals, whose duty it shall be forthwith to hear and decide such appeal: Provided, further, That such child who shall be aggrieved by the decision, upon such appeal, of a county, city, or borough common school superintendent, or his deputy aforesaid, shall have the right of appeal to the court of quarter sessions of the peace of the county wherein such child was employed, which court is authorized to hear and decide such appeal, and whose decision shall be final. The persons appointed by such attendance officers shall be entitled to such compensation as shall be fixed by the boards appointing them; but, in townships, it shall not exceed two dollars per day; and such compensation may be paid out of the school fund. Boards of directors or controllers of any school district, or of two or more districts jointly, may establish special schools for children who are habitual truants, or are insubordinate or disorderly during their attendance upon instruction in the public schools, and may provide for the proper care, maintenance, and instruction of such children in such schools, for such period of time as the board may prescribe. But before the pupil shall be placed in such special school the parent, guardian, or person in parental relation shall have opportunity to be heard. All truancy and incorrigibility shall be deemed disorderly conduct. And in case no special school, as herein prescribed, has been established, the superintendent of schools or secretary, or attendance officer if there be one, shall proceed against such truant or incorrigible pupil as a disorderly person, before a justice of the peace, magistrate, or alderman, and, upon conviction, the pupil may be sentenced to any special or reformatory school supported wholly, or in part, by the State, or, at the option of the school board or board of controllers, be committed to the care of a society, duly incorporated, having for one of its objects the protection of children from cruelty or the placing of children, not otherwise provided for, in families; and, in case of a commitment of a child or children to the care of such society, the board of directors or controllers of the district may provide for the ex-

pense of the maintenance and education of such child or children out of that part of the school fund, within its control, which shall have been appropriated to said board by the local authorities of said district.

Section 3. That section five of said act, which reads as follows:—

“Section 5. It shall be the duty of each teacher in the school district to report immediately to the attendance officer, or the superintendent of schools, or the secretary of the board of directors or controllers, the names of all children, on the list previously furnished by said superintendent or secretary, who have been absent three days or their equivalent without lawful excuse; when, if it shall appear that any parent, guardian, or other person having control of any child or children shall have failed to comply with the provisions of this act after notification in writing as provided in section two, the superintendent or secretary, or attendance officer if there be one, in the name of the school district shall proceed against the *offending party or parties*, in accordance with the provisions of this act: Provided, further, That if sufficient cause be shown for the neglect of the requirements of this act, or if the costs of prosecution cannot be collected from the *defendant*, said cost may be paid out of the district funds, upon a proper voucher approved by the board of directors or controllers,” be amended so as to read as follows:—

Section 5, act of July 11, 1901, cited for amendment.

Section 5. It shall be the duty of each teacher in the school district to report immediately to the attendance officer, or the superintendent of schools, or the secretary of the board of directors or controllers, the names of all children, on the list previously furnished by said superintendent or secretary, who have been absent three days or their equivalent, *within any school term*, without lawful excuse; when, if it shall appear that any parent, guardian, or other person having control of any child or children shall have failed to comply with the provisions of this act, after notification in writing as provided in section two, the superintendent or secretary, or attendance officer if there be one, in the name of the school district, shall proceed against the *offending parent or parents, guardian or guardians, or other person or persons having control of any child or children*, in accordance with the provisions of this act: Provided, further, That if sufficient cause be shown for the neglect, *by such offending parent or parents, guardian or guardians, or other person or persons having control of any child or children*, of the requirements of this act, or if the costs of prosecution cannot be collected from *such parent or parents, guardian or guardians, or other person or persons having control of any child or children, being*

Report of teacher.

Notice.

Proceedings against offender.

Proviso.

Payment of costs. *party or parties defendant, said costs may be paid out of the district funds, upon a proper voucher approved by the board of directors or controllers. In all cases of the violation, by any person, firm, or corporation, or of any owner, superintendent, lessee, or other person, in charge of any place wherein any gainful occupation is carried on, of any of the provisions of this act, the superintendent of schools, or the secretary of the board of directors or controllers, or attendance officer if there be one, of the school district within which the offense is alleged to have been committed, in the name of the school district, shall proceed against the offending parties in accordance with the provisions of this act: Provided, That if the costs of prosecution cannot be collected from such offending parties defendant, said costs may be paid out of the district funds, upon a proper voucher approved by the board of directors or controllers.*

Violation by employers.

Proviso.

APPROVED—The 29th day of May, A. D. 1907.

EDWIN S. STUART.

No. 242.

AN ACT

To provide for the printing and distribution of an increased number of the periodical bulletins of the Division of Zoology, issued from the Department of Agriculture.

Bulletins of the Division of Zoology.

Whereas, The maximum number of twenty-five thousand copies of the periodical bulletins published by the Division of Zoology, and issued from the Department of Agriculture, has proven to be entirely inadequate to meet the requests that are made for the same; therefore,—

Section 1. Be it enacted, &c., That the Department of Agriculture be authorized to publish a sufficient number of copies of each of the periodical bulletins of the Division of Zoology, which may be, and have been, issued from said Department, to meet the demands of the public: Provided, That the number of any one bulletin shall not exceed fifty thousand.

Proviso.

Section 2. Provisions for the necessary funds for this printing shall be supplied as an item in the public printing fund of the general appropriation bill.

APPROVED—The 31st day of May, A. D. 1907.

EDWIN S. STUART.

No. 243.

AN ACT

Fixing the salary of real estate assessors, in counties having a population of one million or over.

Section 1. Be it enacted, &c., That from and after the passage of this act, the salaries of the real estate assessors, in counties having a population of one million or over, shall be three thousand (\$3,000.00) dollars per annum, to be received as compensation for their services.

Assessors, real estate.
Counties having population of 1,000,000, or over.
Salaries.

Section 2. All acts or parts of acts inconsistent with, or supplied by, the provisions of this act be and the same are hereby repealed.

Repeal.

APPROVED--The 31st day of May, A. D. 1907.

EDWIN S. STUART.

No. 244.

AN ACT

Prohibiting the use of automatic guns, for the killing of game or wild-birds within this Commonwealth, and prescribing a penalty for violation of its provisions.

Section 1. Be it enacted, &c., That from and after the passage of this act, it shall be unlawful for any person to use what is commonly known as an automatic gun for the killing of game in this Commonwealth. Each and every person violating any provision of this section shall be liable to a penalty of fifty dollars for each offense, or shall suffer an imprisonment in the common jail of the county for a period of one day for each dollar of penalty imposed.

Automatic guns.
Killing of game.
Violations.
Penalty.

Section 2. Each and every magistrate, alderman, and justice of the peace, within this Commonwealth, shall have the right of summary conviction in all matters pertaining to a violation of the provisions of this act, and all prosecutions for violation of any of its provisions shall be conducted, and the penalties disposed of, in manner and form as is now prescribed by law for violation of the game laws of this Commonwealth.

Summary conviction.

APPROVED---The 31st day of May, A. D. 1907.

EDWIN S. STUART.

No. 245.

AN ACT

To amend section fifty of an act approved the eighth day of May, Anno Domini one thousand eight hundred and fifty-four, entitled "An act for the regulation and continuance of a system of education by common schools," so as to exclude therefrom the exception whereby the common schools of the city of Lancaster are exempted from the provisions of said act.

Schools.

Lancaster.

Section 50, act of
May 8, 1854, cited
for amendment.

Section 1. Be it enacted, &c., That section fifty of an act, entitled "An act for the regulation and continuance of a system of education by common schools," approved the eighth day of May, Anno Domini one thousand eight hundred and fifty-four, which reads as follows; namely:—

"Section 50. That the act and its supplements now in operation in the city and county of Philadelphia, entitled 'An act to provide for the education of children at the public expense, within the city and county of Philadelphia,' are declared to be concurrent with the provision of this act, and are in no wise to be considered as altered, amended or repealed, except so far that the said city and county shall be entitled to receive their due proportion and share of the annual State appropriation; nor shall anything contained in this act be deemed and taken to alter or in any manner to interfere with the system of public schools now in operation in the said city and county; and that the act, entitled '*An act relating to common schools of the city of Lancaster,*' approved the second day of January, Anno Domini one thousand eight hundred and fifty, and the act relative to the common schools of the borough of Carlisle, approved April fifteenth, one thousand eight hundred and fifty, are also hereby continued in full force, so that none of the provisions of this act shall apply to said city or borough, except such as are not inconsistent with the provision of those acts," be and the same is hereby amended so as to read as follows:—

Not to apply to
Philadelphia.

Section 50. That the act and its supplements now in operation in the city and county of Philadelphia, entitled "An act to provide for the education of children at the public expense within the city and county of Philadelphia," are declared to be concurrent with the provisions of this act, and are in no wise to be considered as altered, amended or repealed, except so far that the said city and county shall be entitled to receive their due proportion and share of the annual State appropriation, nor shall anything contained in this act be deemed and taken to alter or in any manner to interfere with the system of public schools now in operation in the said city and county; and the act

relative to the common schools in the borough of Carlisle, approved April fifteenth, one thousand eight hundred and fifty, is also hereby continued in full force, so that none of the provisions of this act shall apply to said borough, except such as are not inconsistent with the provisions of that act.

Not to apply to Carlisle.

APPROVED—The 31st day of May, A. D. 1907.

EDWIN S. STUART.

No. 246.

AN ACT

Regulating the entrance of beginners into the public schools of Pennsylvania.

Section 1. Be it enacted, &c., That from and after the passage of this act, it shall be lawful for school-boards to confine the entrance of beginners into the public schools to certain periods, of not less than one week each, in the course of the school year: Provided, however, That at least two such periods shall be fixed upon, and that beginners becoming six years of age in the interval between any two periods shall have permission to enter within the period immediately preceding such interval. For the purpose of this act, the word "beginner" shall mean any child of school-age that can not read and write.

Schools, public.

Entrance of beginners.

Proviso.

"Beginner" defined.

APPROVED—The 31st day of May, A. D. 1907.

EDWIN S. STUART.

No. 247.

AN ACT

Providing for the payment of the costs and expenses of indigent and dependent children, in conveying them to, and while in, the homes in which they may be placed.

Section 1. Be it enacted, &c., That whenever hereafter any indigent or dependent child shall be committed by any judge or other competent authority to the care and custody of any person or family, for the purpose of maintenance and education in the home of such person or family, such child shall be conveyed to such home by the county commissioners, sheriff, or other proper officer, at the expense of the proper county, and the cost of maintenance of such child shall also be paid by the proper county, but at a sum not ex-

Indigent and dependent children.
Commitment.

Cost and expense of conveyance and maintenance.

Proviso.

ceeding what it would cost to maintain and educate such child in the house of refuge, or other public institution of such county: Provided, however, That if at any time the parents or other relatives of such child shall become able to pay such costs, or to refund the money already paid, the said county may apply for and obtain an order for the payment thereof, and enforce the same, in the same court, and in the same manner as is or may be provided by law for compelling the maintenance and support of deserted wives and children.

APPROVED—The 31st day of May, A. D. 1907.

EDWIN S. STUART.

No. 248.

AN ACT

To provide for the appointment of a Superintendent of Public Grounds and Buildings and subordinate officers; defining their powers and duties, and fixing their compensation; and abolishing the office of the Superintendent of Public Grounds and Buildings created under the provisions of the act of General Assembly, approved the twenty-eighth day of March, Anno Domini one thousand eight hundred and ninety-five.

Superintendent of Public Grounds and buildings.

Section 1. Be it enacted, &c., That the Governor be and he is hereby directed to appoint a Superintendent of Public Grounds and Buildings; which office shall replace the office now known as the Superintendent of Public Grounds and Buildings, created under the act of March twenty-eighth, Anno Domini one thousand eight hundred and ninety-five, which office is hereby abolished. The said Superintendent of Public Grounds and Buildings shall be appointed by the Governor, by and with the advice and consent of the Senate, upon the day this act shall go into effect; and he shall be commissioned by the Governor to serve for a term of four years from the date of his appointment, and until his successor is duly qualified, and shall receive a salary of five thousand dollars per annum.

Appointment.

Term.

Salary.

Oath of office.

Bond.

Section 2. The Superintendent of Public Grounds and Buildings, before entering upon the duties of his office, shall take and subscribe, before the Secretary of the Commonwealth, to the oath of office prescribed by the Constitution, and the same shall be filed in the office of the Secretary of the Commonwealth. The said Superintendent shall give bond in the penal sum of twenty-five thousand dollars, with surety to be approved by the Governor, conditioned for the faithful performance of the duties of his office.

Section 3. The said Superintendent of Public Grounds and Buildings shall exercise all the powers

and perform all the duties of the Superintendent of Public Grounds and Buildings as provided for in the act of General Assembly of the Commonwealth of Pennsylvania, approved the twenty-eighth day of March, Anno Domini one thousand eight hundred and ninety-five; and, in addition thereto, shall appoint, subject to the approval of the Governor, the following subordinates and employes, and the said Superintendent shall be held responsible to the Governor for the faithful performance of their duties:—

Powers and
duties of Super-
intendent.

Appointments.

In the office of the Superintendent of Public Grounds and Buildings,—an assistant superintendent, who shall be an experienced and competent bookkeeper, at a salary of twenty-five hundred dollars per annum; a schedule clerk, at a salary of fourteen hundred dollars per annum; a stenographer, at a salary of twelve hundred dollars per annum; a storekeeper, who shall be a competent bookkeeper, at a salary of fourteen hundred dollars per annum; an assistant storekeeper, at a salary of ten hundred dollars per annum; a night-watchman for the storeroom and department, at a salary of nine hundred dollars per annum; a messenger, at a salary of seven hundred and twenty dollars per annum; an assistant messenger, at a salary of six hundred dollars per annum.

Office of the
Superintendent.

For the preservation of good order in the Capitol grounds and buildings, a sergeant of police, at a salary of twelve hundred dollars per annum; eighteen policemen, at a salary of nine hundred dollars each, per annum, and five night-watchmen, at a salary of nine hundred dollars each, per annum.

Police.

For the care of the conservatory and grounds, a foreman, who shall be an experienced landscape-gardener and florist, at a salary of twelve hundred dollars per annum; a florist, at a salary of ten hundred dollars per annum; two assistant florists, at a salary of nine hundred dollars each, per annum; an assistant foreman of the grounds, at a salary of ten hundred dollars per annum, and six caretakers, at a salary of seven hundred and twenty dollars each, per annum.

Conservatory and
grounds.

For the care, maintenance, and preservation of the Capitol buildings and furnishings, a competent foreman of carpenters, at a salary of twelve hundred dollars per annum; three expert mechanics, one each to take care of the marble, the painting, and the bronze and metal furniture, at a salary of twelve hundred dollars each, per annum; three skilled carpenters, at a salary of nine hundred dollars each, per annum; a skilled cabinetmaker, at a salary of nine hundred dollars per annum; a clock-repairsman, at a salary of nine hundred dollars per annum; ten competent elevator operators, at a salary of nine hundred dollars each, per annum; two skilled painters, at a salary of nine hundred dollars each, per annum; a

Capitol.

competent upholsterer, at a salary of nine hundred dollars per annum; two competent hardwood-floor finishers, at a salary of nine hundred dollars each, per annum; two foremen of charmen, who shall have the powers of the Capitol police officers delegated upon them, at a salary of nine hundred dollars each, per annum; eighteen charmen, at a salary of six hundred dollars each, per annum; a chief of the bureau of information, at a salary of seven hundred and twenty dollars per annum; six guides, at a salary of six hundred dollars each, per annum; two matrons, at a salary of four hundred dollars each, per annum; two female attendants for the public toilets, at a salary of three hundred and sixty dollars each, per annum; two male attendants for the public toilets, at a salary of six hundred dollars each, per annum.

Mechanical plant.

For operating the mechanical plant,—a skilled and competent chief engineer, at a salary of twenty-five hundred dollars per annum; a skilled and competent assistant chief engineer, at a salary of one thousand six hundred dollars per annum; a competent night engineer and two assistant engineers, at a salary of twelve hundred dollars each, per annum; six firemen, at a salary of nine hundred dollars each, per annum; a skilled electrician, at a salary of fourteen hundred dollars per annum; an assistant electrician, at a salary of nine hundred dollars per annum; a wireman, at a salary of nine hundred dollars per annum; two pump-runners, at a salary of nine hundred dollars each, per annum; a skilled elevator machinist, at a salary of twelve hundred dollars per annum; a helper for elevator machinist, at a salary of seven hundred and twenty dollars per annum; a helper for engine-room, at a salary of six hundred dollars per annum; a practical and experienced plumber, at a salary of twelve hundred dollars per annum; a plumber-helper, at a salary of seven hundred and twenty dollars per annum; two motor-tenders, at a salary of seven hundred and twenty dollars each, per annum; all of which employes of the mechanical plant shall be under the direct control and supervision of the chief engineer.

Executive Mansion.

For services at the Executive Mansion,—a butler, at a salary of six hundred dollars per annum; a houseman, at a salary of four hundred and eighty dollars per annum; a night-watchman, at a salary of seven hundred and twenty dollars per annum; one housemaid, at a salary of three hundred dollars per annum; a laundress, at a salary of three hundred dollars per annum; a cook, at a salary of four hundred and eighty dollars per annum; a coachman, at a salary of nine hundred dollars per annum, and a stableman, at a salary of six hundred dollars per annum.

Temporary employment.

When necessary, the Superintendent of Public Grounds and Buildings is hereby authorized and em-

powered to temporarily employ all necessary help required for the care, maintenance, and preservation of the public grounds and buildings: Provided, That such help shall be paid for out of the Superintendent's general fund.

Section 4. That the Superintendent of Public Grounds and Buildings shall have immediate charge of the Capitol police, and all other persons employed by the State directly connected with the care, preservation, and improvement of the grounds and buildings, and other property belonging to the State connected with the State Capitol, including the Executive Mansion. He shall exercise special care in the enforcement of good order, both in the buildings and on the grounds, and shall see that all disorderly persons are excluded from the premises of the State Capitol; and in the discharge of said duties he is hereby empowered, and the Capitol police and the two foremen of charmen are hereby empowered, to adopt whatever means may be deemed necessary for the protection of the property of the State and the enforcement of good order upon the premises thereof; and in the arrest, detention, and disposition of outlaws or disorderly persons, the said Superintendent and his police, and the two foremen of charmen, are hereby given the same powers now or hereafter exercised, under authority of law or ordinance, of the police force of the city of Harrisburg. They shall also have the power to shoot any dogs or cats wandering at large in the buildings or upon the grounds connected with the State Capitol, unless the same are in leash, or under the complete control of the owner. They shall have authority to arrest those who damage, mutilate, or destroy the trees, plants, shrubbery, and turf, grass-plots, benches, buildings, or structures, or commit any other offense within the Capitol grounds and buildings and the Executive Mansion; and carry the offenders before the proper magistrate or magistrates, and, should such offenders be found guilty of the offenses charged, they shall be fined by said magistrate, for each separate offense, the sum of ten dollars, and stand committed until the same be paid. They shall have authority to order off said grounds and out of said buildings all vagrants, loafers, trespassers, and persons under the influence of liquor, and, if necessary, remove them by force, and, in case of resistance, carry such offenders before a magistrate, as above provided.

Capitol police.

Powers and duties.

Authority.

Magistrates.

Fine.

Section 5. That all the officers and employes appointed under the provisions of this act by the Superintendent of Public Grounds and Buildings shall, at all times, be subject to the orders of the said Superintendent, and disobedience or neglect of duty shall be sufficient cause for dismissal. They shall be sub-

Officers and employes subject to orders of Superintendent.

Proviso.
Uniforms,
badges, etc.

Oath.

ject to such detail in their employment as may be determined upon by the Superintendent. The Capitol policemen and the two foremen of charmen, when on duty, shall appear in the regular uniform prescribed: Provided, That all uniforms, badges, and weapons that may be used by them shall be furnished by the State. The sergeant of police, and all other employes who have the powers of the Capitol police delegated upon them by this act, shall, before entering upon the discharge of their duties, subscribe to the usual form of oath before the Secretary of the Commonwealth.

Section 6. This act shall take effect and be in force on and after June first, one thousand nine hundred and seven.

Repeal.

Section 7. All laws or parts of laws inconsistent with the provisions of this act be and the same are hereby repealed.

APPROVED—The 31st day of May, A. D. 1907.

EDWIN S. STUART.

No. 249.

AN ACT

Fixing the salaries of common school-teachers, in districts of this Commonwealth receiving State appropriation, at no less than forty dollars per month where teacher holds a provisional certificate, and at not less than fifty dollars per month in all cases where the teacher holds a professional, permanent, or normal school certificate, and has had two years experience and obtained a certificate of proficiency in practice from the superintendent in charge of said teacher, and providing payment by the State for the increase of salary.

School-teachers.

Minimum salaries.

Section 1. Be it enacted, &c., That from and after the passage of this act, the salary of common school-teachers, in districts of this Commonwealth receiving State appropriation, shall be no less than fifty dollars per month in all cases where the teacher holds a professional, permanent, or normal school certificate, and has had two years practice, and presents a certificate of proficiency in said practice, for said time, from the superintendent in charge of said teacher.

Section 2. That the minimum salary shall be forty dollars for all teachers holding certificates of less grade than required under section one of this act. And that the State shall pay the amount of increase in all salaries that are provided for under this act, and over the amount of salary paid in each school district in this Commonwealth in one thousand nine hundred and six, and said increase shall be paid out of the increased appropriation for the common schools.

Section 3. The president and secretary of school districts, where the prescribed salary is greater than that paid for the school year beginning June, one thousand nine hundred and six, shall certify under oath to the State Superintendent of Public Instruction, on blanks prepared by him, the number of teachers, with the salary paid to each, in one thousand nine hundred and six; the number of teachers, with the salary paid to each, for the year for which the report is made; also the number of months in the school term for said year. In order that any district may participate in this additional appropriation its report must be filed in the Department of Public Instruction on or before the first Monday of October, one thousand nine hundred and seven, and at the same time annually thereafter. The total amount payable to all the school districts in the State, on account of the increase of teachers' salaries as provided for in this act, shall first be deducted from the total annual school appropriation, and the balance of said appropriation shall be apportioned and distributed among the several school districts, as provided for under existing laws. The State Superintendent of Public Instruction shall, at the usual time of paying the regular appropriation, pay to those districts, from the annual school appropriation, an excess equal to the difference between the salaries of the teachers for the school-year one thousand nine hundred and six and the minimum salaries prescribed by this act.

Certificate to Superintendent of Public Instruction.

Filing report.

Apportionment and distribution of appropriation.

Section 4. This act shall take effect the first of June, one thousand nine hundred and seven.

Act to take effect.

Section 5. All acts or parts of acts inconsistent herewith are hereby repealed.

Repeal.

APPROVED—The 31st day of May, A. D. 1907.

EDWIN S. STUART.

No. 250.

AN ACT

To provide for the appointment of a Railroad Commission; prescribing the membership of said Commission, the manner and term of the appointment of its members; defining their powers and duties with reference to common carriers, and in relation to making recommendations to the Attorney General and Secretary of Internal Affairs concerning the regulation, control, and management of common carriers within the Commonwealth; defining what the term "common carrier" shall include; providing for the appointment of subordinate officers and the employment of expert and clerical employees by said Commission; fixing the salaries of the members of said Commission and its subordinate officers; providing for the compensation of its employees; limiting the annual expense of said Commission; and making an appropriation for the payment thereof.

Section 1. Be it enacted, &c., That a Commission is hereby created, to be known as the Pennsylvania State

Pennsylvania State Railroad Commission.

Term of mem-
bers.

Vacancies.

Chairman.

Secretary, attor-
ney and mar-
shal.

Duties of secre-
tary.

Railroad Commission, which shall be composed of three competent persons, appointed by the Governor, by and with the advice and consent of the Senate, at least one of whom shall be learned in the law. The Commissioners first appointed under this act shall continue in office for the term of three, four, and five years, respectively, as designated by the Governor in making said appointments, from the first Monday of January, Anno Domini one thousand nine hundred and eight, and until their respective successors shall have been appointed and shall have qualified; but their successors shall be appointed for the term of five years; and when a vacancy shall occur in the office of any Commissioner, a Commissioner shall, in like manner, be appointed for the residue of the term. If the Senate shall not be in session when this act is approved or a vacancy occurs, the Governor shall appoint the original Commission, or, in case of a vacancy, appoint a Commissioner to fill such vacancy subject to the approval of the Senate when convened. No vacancy in the Commission shall impair the right of the remaining Commissioners to exercise all the rights of the Commission. The Governor shall designate one of the members of said Commission as chairman thereof, who, when present, shall preside at all meetings, and in his absence the member whose term will first expire shall preside.

Section 2. The Commission shall have a secretary, an attorney, and a marshal, who shall be appointed by it, subject to the approval of the Governor, and serve during its pleasure. The secretary shall keep a full and faithful record of the proceedings of the Commission, and be the custodian of its records, and file and preserve at its general office all books, maps, documents, and papers entrusted to its care, and be responsible to the Commission for the same. Under the direction of the Commission, he shall be its chief executive officer; shall have general charge of its general office, superintend its clerical business, conduct its correspondence, be the medium of its decisions, recommendations, and requests, prepare for service such papers and notices as may be required of him by the Commission, and perform such other duties as the Commission may prescribe; and he shall have power to administer oaths in all cases pertaining to the duties of his office. He shall have the power to designate, from time to time, one of the clerks appointed by the Commission, to act as assistant secretary during his absence from the county of Dauphin, and the clerk so appointed, for the time designated, shall, within the county of Dauphin only, possess the powers conferred by this section upon the secretary of the Commission.

The attorney shall attend the hearings of the Commission, conduct the examination of witnesses when requested to do so by the Commission, assist the Attorney General in all actions brought by him incidental to the recommendations and rulings of the Commission, and perform such other duties as may be required of him by the Commission.

Duties of attorney.

The marshal shall attend the hearings of the Commission, serve such papers as the Commission may direct, and perform such other duties as may be required by the Commission.

Duties of marshal.

Section 3. The Commission may also, as occasion may require, appoint, to serve during its pleasure, the following officers, or any of them: An accountant, who shall be thoroughly skilled in railroad accounting, and who shall, under the direction of the Commission, make examinations of the books and accounts of common carriers, supervise the quarterly and annual reports made by them to the Commission, and perform such other duties as the Commission may prescribe; an inspector, who shall be a civil engineer, skilled in railroad affairs; also an inspector, who shall be an expert in electrical affairs; each of whom shall make such inspection of railroads and other matters relating thereto as directed by the Commission, and report to it. The Commission may also employ such additional clerical force as may be necessary for the transaction of its business, and such engineers, accountants, and other experts, whose services they may deem to be of temporary importance in conducting an investigation authorized by law, as said Commission may deem necessary.

Accountant.

Inspector.

Clerks, etc.

Section 4. Each Commissioner and every person appointed to office by the Commission shall, before entering upon the duties of his office, take and subscribe the constitutional oath of office. No person shall be appointed a member of the Commission, or hold any office, place or position under it, who occupies any official relation to any common carrier, doing business in the State of Pennsylvania or elsewhere, or owns stocks or bonds therein, or who is in any manner pecuniarily interested therein, directly or indirectly; nor shall any member, officer, or employe of the Commission, either personally or through a partner or agent, render any professional services for or against any common carrier subject to the provisions of this act, except as herein provided.

Oath of office.

Eligibility.

Section 5. The principal office of the Commission shall be in the city of Harrisburg, in rooms designated by the Board of Public Grounds and Buildings; and the Commission, or a quorum thereof, shall meet in Harrisburg as often as shall be requisite for the performance of its duties.

Principal office.

Meetings.

Seal.**Stationery.****Supplies.**

The Commission shall have an official seal, to be prepared by the Secretary of the Commonwealth; and its offices, upon the requisition of the secretary of the said Commission, shall be supplied with the necessary stationery, office-furniture, and supplies by the Board of Public Grounds and Buildings; and provision for the necessary funds for the same shall be made as an item in the Board of Public Grounds and Buildings fund in the general appropriation bill; and said Commission shall have prepared for it, by the Superintendent of Public Printing and Binding, the necessary books, maps, printing, and stationery for the discharge of its duties, which shall be furnished upon the requisition of its secretary.

Quorum.**General rules,
etc.****Record.****Examinations and
investigations.****"Common carrier"
defined.**

The Commission may conduct its proceedings in such manner as will best conduce to the proper dispatch of business and to the ends of justice. A majority of the Commission shall constitute a quorum for the transaction of business; but no Commissioner shall participate in any hearing or proceedings in which he has any pecuniary interest. Said Commission may, from time to time, make or amend such general rules or orders as it may determine for the orderly regulation of proceedings before it, including forms of notices and the service thereof. Any party may appear before said Commission, and be heard in person or by attorney. Every vote and official act of the Commission shall be entered of record, and its proceedings shall be public upon the request of either party interested. All examinations or investigations made by the Commission may be held and taken by and before any of the Commissioners, by order of the Commission, and the proceedings, recommendations, and decisions of such single Commissioner shall be deemed to be the proceedings, recommendations, and decisions of the Commission when approved and confirmed by it.

Section 6. The term "common carrier," as used in this act, shall apply to all corporations, or any person or persons, within the State, engaged in the transportation of freight or passengers by means of railroads or by water, or partly by railroad and partly by water, including electric railway companies, street railway companies, elevated railway companies, underground, elevated, or subway passenger railway companies, bridges and ferries, when used in connection with the transportation of freight or passengers upon any such railroad or railway; pipe-line companies engaged in the transportation of oil, either by means of pipe-lines, or by water, or partly by means of pipe-lines and partly by means of railroads or railways, or partly by means of pipe-lines and partly by means of water; sleeping- and drawing-room car companies engaged in transporting passengers upon any such railroad; ex-

press companies engaged in transporting property upon any such railroad, electric railway, street railway, or by water; and telegraph or telephone companies.

Section 7. The Commission shall have power to administer oaths in all matters in relation to its duties, so far as necessary to enable it to discharge such duties. It shall have full power and authority to inquire into the management of the business of all common carriers, including freight and passenger rates and tariffs, the equitable distribution of cars, the granting of sidings and regulation of crossings, the location of freight- and passenger-stations, the adequacy of facilities for the carriage and transportation of freight and passengers, the use and compensation for cars owned or controlled by persons other than the carrier, and, generally, all matters incident to the performance of their public duties, and their compliance with the provisions of their charters and the laws of the land.

Power and authority of the Commission.

Section 8. Any person, firm, corporation, or any mercantile, agricultural, or manufacturing society, or any body politic or municipal organization, complaining of any thing done or omitted to be done by any common carrier subject to the provisions of this act, in violation of law or of any decision, regulation, or recommendation of the Commission, may apply to the Commission by petition, which shall briefly state the facts; whereupon a statement of the charges thus made shall be forwarded by the Commission to such common carrier, who shall be called upon to satisfy the complaint, or to answer the same, in reasonable time, to be specified by the Commission. If such common carrier, within the time specified, shall make reparation for the injury alleged to have been done, said carrier shall be relieved of liability to the complainant, only for the specific violation of law complained of. If such common carrier shall not satisfy the complaint, within the time specified, and there shall appear to be any reasonable ground for investigating said complaint, it shall be the duty of the Commission to investigate the matters complained of, in such manner and by such means as it shall deem proper. Said Commission may institute any inquiry of its own motion, in the same manner and to the same effect as though complaint had been made. No complaint shall, at any time, be dismissed because of the absence of direct damage to the complainant. The Commission is authorized and empowered, and it shall be its duty, whenever, after full hearing upon a complaint as aforesaid, it shall be of the opinion that any of the rates or charges whatsoever, demanded, charged or collected by any common carrier or carriers subject to the provisions of this act are unjust or unreasonable, or unjustly discriminatory or unduly preferential or preju-

Complaints.

Petition.

Reparation.

Investigation.

Inquiry.

Duty of Commission.

Decision and
recommendation.

dicial, or otherwise in violation of any provision of law, or that any regulation or practice in respect to transportation is unjust, unfair, or unreasonable, and in violation of law, to decide and recommend what will be the just and reasonable rate or rates, charge or charges, to be thereafter observed in such case as the maximum to be charged, and what regulation or practice in respect to transportation is just, fair, and reasonable, to be thereafter followed.

Participation of
owner.

Section 9. If the owner of property transported by common carriers subject to the provisions of this act, directly or indirectly renders any service connected with such transportation, or furnishes any instrumentality used therein, the charge and allowance therefor shall not be more than is just and reasonable, and the Commission may, after hearing on a complaint, determine what is a reasonable charge as the maximum to be paid by the carrier or carriers for the service so rendered or for the instrumentality so furnished.

Reasonable
charge.

Right of entry.

Section 10. The Commissioners, or any of them, in the performance of their official duties, or any person in the office of said Commission and specially delegated by the Commission for that purpose, may enter, and remain during business hours in, the cars, offices, and depots, and upon the railroads, of any common carrier, within the State or doing business therein, and may examine the books and affairs of any such common carrier; and in all proceedings before the Commission, under a complaint duly filed, the Commission shall have power to require, by subpoena, the attendance and the testimony of the witnesses, and the production of all books, papers, tariffs, contracts, agreements, and documents relating to any matter embraced within said complaint.

Examination.

Subpoena.

Disobedience of
subpoena.

And in case of disobedience to a subpoena, the Commission, or any party to a proceeding before the Commission, may invoke the aid of a court of common pleas, within whose jurisdiction the complaint is carried on, in requiring the attendance and testimony of witnesses, and the production of books, papers, and documents, under the provisions of this section.

Order of court.

Any of the common pleas courts of this State, within whose jurisdiction such hearing or complaint is being carried on, may, in case of contumacy or refusal to obey a subpoena, issue to any common carrier subject to the provisions of this act, or other persons, an order requiring such common carrier or other person to appear before said Commission,—and produce books and papers, if so ordered,—and give evidence touching the matter in question; and any failure to obey such order of the court may be punished by said court as contempt thereof.

The claim that any such testimony or evidence, documentary or otherwise, may tend to criminate the witness giving such evidence, or subject him to a penalty of forfeiture, shall not excuse such witness from testifying; but no person shall be prosecuted, or subjected to any penalty or forfeiture, for or on account of any transaction, matter, or thing concerning which he may testify or produce evidence, documentary or otherwise, before said Commission, or in obedience to its subpoena or the subpoena of the said court: Provided, That no person testifying shall be exempt from prosecution and punishment for perjury in so testifying. If such person be an officer or director of a common carrier subject to the provisions of this act, being a party to the proceedings before the Commission, or if any person, being an officer or director of such common carrier, shall absent himself from the jurisdiction of the State, or conceal himself, for the purpose of avoiding service of such subpoena, he shall be adjudged guilty of contempt; and the said court of common pleas may impose a fine, not less than one hundred dollars for each day during the continuance of such refusal or neglect; and if the said court shall find that the neglect or refusal of such witness is occasioned by the advice or consent of such common carrier, in default of payment of said fine the same shall be collected from said common carrier, by an action in the said court of common pleas in any county in the State, as other like fines and penalties are now recovered by law. Imprisonment for contempt shall be by commitment to the county jail of the county in which such hearing is held.

Claim of tendency to incriminate.

Proviso.

Perjury.

Absentee.

Contempt.

Fine.

Penalty.

Section 11. The Commission may also take testimony upon, and have a hearing for and against, any proposed change of law relating to common carriers, or of the general railroad law, if requested to do so by the Secretary of Internal Affairs, the Legislature, or by the Committee on Railroads of the Senate or House of Representatives, or by the Governor; and may take such testimony, and have such a hearing, when requested by any of said common carriers, corporation, or person interested; and shall recommend and draft such bills as will, in its judgment, protect the interests of the public in connection with common carriers.

Hearing as to proposed change of laws.

Drafting of bills.

Section 12. The Commission may require every common carrier, subject to its jurisdiction, to file with it a copy of its annual reports, as filed with the Interstate Commerce Commission of the United States; and as to all common carriers subject to this act, and not subject to the Interstate Commerce Commission, may require that such common carriers file annual reports in the form prescribed by the Commission.

Filing of annual reports of common carriers.

Section 13. The Commission shall investigate the cause of any accident on the lines or property of any

Investigation of causes of accidents.

Notice to corporation.

common carrier, resulting in loss of life or injury to persons, within thirty days of the happening of said accident, when, in their judgment, said accident shall require investigation; and shall advise said common carrier of the result of said investigation, within sixty days from the happening of said accident, and shall include the result of said investigation in their reports. Before making any such examination or investigation, under this section, reasonable notice shall be given to the corporation, person, or persons, conducting and managing such common carrier, of the time and place of commencing the same. The general superintendent or manager of every common carrier shall inform the Commission of any such accident immediately after its occurrence.

Examination of books, etc.

If the examination of the books and affairs of a common carrier, or of witnesses in its employ, shall be necessary in the course of any hearing on complaint, as hereinbefore provided, or examination or investigation into its affairs, the Commission, or a member thereof designated by it, shall sit for such purpose, in the city or town of this State where the principal business office of such common carrier is situated, if requested so to do by the common carrier; but the Commission may require copies of books and papers, or abstracts thereof, to be sent to it to any part of the State. The Commission may issue commissions to take the testimony of absent, infirm, or waygoing witnesses, according to the rules of the courts of equity.

Commissions.

Recommendations as to crossings.

Section 14. The Commission shall have power to recommend the manner, under existing laws, in which one railroad, street railway, electric railway, or other common carrier, may cross another railroad, street railway, or electric railway, at grade, or above or below grade, and what safety appliances and regulations should be adopted at such crossings, or at existing grade-crossings of railroads, street railways, electric railways, or other common carriers, with other railroads, street railways, and electric railways, for the protection of the public and the prevention of accidents.

Recommendation as to schedules or tariffs.

The Commission shall also have power to recommend the form in which schedules or tariffs of rates, fares, charges, and distribution of cars shall be posted and published, and make such change or changes therein, from time to time, as shall be found expedient.

Violations of laws.

Section 15. If it shall appear to the Commission that any common carrier, subject to the provisions of this act, has violated any provision of law, or neglected in any respect to comply with the terms of its charter, or unjustly discriminates in its charges for services, or usurps any authority not granted by law,

it shall give notice, in writing, thereof to the said common carrier; and, if the violation, neglect, or refusal is continued after such notice, the Commission shall forthwith certify the matter to the Attorney General of the Commonwealth, for such action according to law as the public interests may require.

Certificate to Attorney General.

Section 16. Every recommendation, decision, or ruling of the Commission shall be forthwith forwarded, by mail, to the president, secretary, or other chief officer, of the common carrier affected thereby, at his usual place of business, and a copy thereof and the registered mail-receipt shall be prima facie evidence of the receipt of said recommendation, decision, or ruling by the person to whom addressed, in due course of mail.

Decision, rulings, etc., to be forwarded to common carriers.

The Commission is authorized to modify its recommendations, decisions, or rulings, upon such notice and in such manner as it shall deem proper. It shall be the duty of said common carrier, within thirty days from the receipt of notice of the making of any recommendation, decision, or ruling, to notify the Commission of its intention to comply or to refuse to comply therewith.

Modifications of decisions and rulings.

Section 17. If, after an examination of the same, it shall appear to the Commission that any of the rates or charges established or demanded by any common carrier are excessive and unreasonable; or that repairs, additions, alterations, or changes in or upon any property of a common carrier, subject to the provisions of this act, and used by it as such, are necessary; or that any additional stations are necessary; or additional train-service to any station, or that any addition to the rolling-stock, or any addition to or change of a station or station-houses, are necessary; or that additional terminal facilities should be afforded; or that any change of the rates of fare for transporting freight or passengers, or in the mode of operating the road, or conducting its business, are reasonable and expedient, in order to promote the security, convenience, and accommodation of the public,—the Commission shall give notice thereof, and information in writing, to the common carrier, of the improvement and changes which said Commission deem proper, and shall give such common carrier an opportunity for a full hearing in relation thereto; and if the common carrier refuses or neglects to make such repairs, improvements, or changes within a reasonable time after such information and hearing, or fails to satisfy the Commission that no action is required to be taken by it, the Commission shall certify to the Secretary of Internal Affairs and the Attorney General of the Commonwealth the facts relating thereto, for their action according to law, as

Excessive rates or charges.

Repairs, additions, etc.

Additional stations.

Train-service, etc.

Terminal facilities.

Notice.

Refusal or neglect.

Certificate to Secretary of Internal Affairs and Attorney General.

the public interests may require, and report the same in detail in its next succeeding report to the Governor.

Increase of capital stock, bonds, etc.

Investigation.

Report.

The Commission may, whenever in its opinion the public interests require, in connection with any proposed increase in the capital stock, bonds, or other fixed indebtedness of any common carrier subject to the provisions of this act, employ competent experts to investigate the character, cost, and valuation of the property of such common carrier, and the necessity for the proposed increase of capital or indebtedness, and shall report to the Secretary of Internal Affairs of the Commonwealth the result of such investigation, for his consideration and action.

Legal rights and liabilities of common carrier.

Section 18. No examination, request, or advice of the Commission, nor any investigation or report made by it, shall impair in any manner or degree the legal rights, duties, or obligations of any common carrier, or its legal liabilities for the consequences of its act, or of the neglect or mismanagement of any of its agents or employees.

Information shall be supplied by common carrier.

Section 19. Every common carrier subject to the provisions of this act shall, on request, furnish the Commission any necessary information required by said Commission concerning the rates of freight, for transporting freight and passengers upon its road and other roads with which its business is connected, and the condition, management, and operation of its road, and shall, on request, furnish to the Commission copies of all contracts and agreements, leases, or other engagements entered into by it with any person or corporation. The Commissioners shall not give publicity to such information, contracts, agreements, leases, or other engagements, if, in their judgment, the public interest do not require it, or the welfare and prosperity of the common carriers of the State might be thereby affected. The enumeration of powers, as herein set forth, shall not exclude any power which the Commission would otherwise have under the provisions of this act.

Copies of contracts, leases, etc.

Enumeration of powers.

Issuing of subpoenas.

Section 20. All subpoenas shall be issued by the secretary, when directed by the Commission or by any two members thereof, and may be served by any person, of full age, authorized by the Commission to serve the same. The fees of witnesses before the Commission shall be two dollars for each day's attendance, and five cents for every mile of travel, by the nearest generally-traveled route, in going to and returning from the place where the attendance of the witness is required. The fees for service of subpoenas shall be the same as those allowed sheriffs for similar services, and such fees, and the fees and mileage of witnesses, shall be audited by the Auditor General, and paid by the State Treasurer on a certificate of the secretary of the Commission, out of moneys appropriated for such purposes.

Fees of witnesses.

Mileage.

The Commission shall charge and collect the following fees: For copies of papers and records, not required to be certified or otherwise authenticated by the Commission, ten cents for each folio of one hundred words; for certified copies of official documents filed in its office, fifteen cents for each folio, and one dollar for every certificate, under seal, affixed thereto; for each certified copy of the quarterly report made by a railroad corporation to the Commission, fifty cents; for each certified copy of evidence and for proceedings before the Board, fifteen cents for each folio. No fees shall be charged or collected for copies of papers, records, or official documents furnished to public officers for use in their official capacity, or for the annual reports of the Commission in the ordinary course of distribution. All fees charged and collected by the Commission shall be paid, as received, to the State Treasurer, for the use of the Commonwealth, accompanied by a detailed statement thereof, a copy of which shall be filed with the Auditor General.

Fees for transcript, etc.

Publication of fees.

Section 21. The Commission shall make an Annual Report, on or before the second Monday of January in each year, to the Governor, and a duplicate thereof shall be filed with the Secretary of Internal Affairs, which shall contain:—

Annual report of Commission.

First.—A record of their meetings, and an abstract of their proceedings during the preceding year.

Contents.

Second.—The result of any examination or investigation made by them.

Third.—Such statements, facts, and explanations as will disclose the actual workings and operations of common carriers in their relations to the business and prosperity of the State; and such suggestions as to the general policy of the State, or the amendment of its laws, or the condition, affairs, or conduct of any common carrier, as may seem to them appropriate.

Fourth.—Drafts of all bills suggested or recommended by them, and the reasons therefor.

Fifth.—Such tables and abstracts of all the reports of all the common carriers as they may deem expedient.

Sixth.—A statement in detail of the traveling expenses and disbursements of the Commissioners, their clerks, marshal, and experts.

Two thousand five hundred copies of the Report, with the reports of the common carriers of the State, shall be printed as a public document of the State, bound in cloth, for the use of the Commissioners, and to be distributed by them, in their discretion, to the officers of the common carriers and other persons interested therein.

Publication of report.

Copies of all official documents, filed or deposited according to law in the office of the Commission, shall be evidence in like manner as the original.

Copies of documents as evidence.

Certifying of decisions, rulings, etc.

Copies shall be supplied complainant and common carrier.

Power and authority of Secretary of Internal Affairs.

Salaries.

Total annual expense.

Appropriation.

Act to go into effect.

Section 22. The Commission shall certify each of its decisions, rulings, and recommendations to the Secretary of Internal Affairs of the Commonwealth and the Attorney General, for their consideration and action according to law, as the public interests may require. Copies of said decisions, rulings, and recommendations shall be furnished to the complainant and the common carrier or carriers affected thereby.

Nothing in the act shall be construed to impair the power and authority of the Secretary of Internal Affairs, in the exercise of the general supervision over railroads, canals, and other transportation companies, vested in him by the Constitution and laws of this Commonwealth.

Section 23. The annual salary of each Commissioner shall be eight thousand dollars; of the secretary, four thousand dollars; of the attorney, four thousand dollars; of the marshal, twenty-five hundred dollars; and the compensation of the accountant and of the inspector, and of such other employes as the Commission may from time to time employ, shall be such sums as the Commission may fix. In the discharge of their official duties, the Commissioners shall have reimbursed to them the necessary and actual traveling expenses and disbursements of themselves, their officers, clerks, and experts. All salaries and disbursements, when properly certified by the secretary of the Commission, shall be audited and allowed by the Auditor General, who shall draw his warrant therefor upon the State Treasurer, to be paid out of moneys appropriated for such purposes.

Section 24. The total annual expense of the Commission in carrying into effect the provisions of this act shall not exceed one hundred thousand dollars; and the sum of one hundred and fifty thousand dollars, or so much thereof as may be necessary, is hereby specifically appropriated for the payment of said expenses for the fiscal years ending May thirty-first, Anno Domini one thousand nine hundred and nine.

Section 25. This act shall go into effect on the first Monday of January, Anno Domini one thousand nine hundred and eight; and all laws or parts of laws inconsistent herewith are hereby repealed.

APPROVED—The 31st day of May, A. D. 1907.

EDWIN S. STUART.

No. 251.

AN ACT

To provide for the planting and care of shade-trees, on highways of townships of the first class, boroughs, and cities of the Commonwealth of Pennsylvania, and providing for the cost thereof.

Section 1. Be it enacted, &c., That in townships of the first class, boroughs, and cities of the Commonwealth of Pennsylvania there may be appointed, in the manner hereinafter provided, a Commission of three freeholders, to be known and designated as the Shade-tree Commission of the said township, borough, or city, who shall serve without compensation, and who shall have exclusive and absolute custody and control of, and power to plant, set out, remove, maintain, protect, and care for, shade-trees, on any of the public highways of the said townships, boroughs, and cities, the cost thereof to be provided for in the manner hereinafter stated: Provided, That in townships, boroughs, or cities in which a Commission for the care of public parks shall have been created, said Commission shall, upon the acceptance of this act as provided in section two, be charged with the duties of the Commission as above provided, and shall, for that purpose, be possessed of all the powers herein mentioned and granted.

Shade-trees.

Shade-tree Commission.

Proviso.

Existing park commissions.

Section 2. The commissioners of any township of the first class, or the councils of any borough or city, in the State of Pennsylvania, may, by majority vote in the case of the commissioners, or by joint resolution in the case of the councils, accept the provisions of this act; and when such majority vote or joint resolution shall have been duly passed and approved, and such Shade-tree Commissioners appointed, or, in their stead, the duties and powers herein provided have been devolved upon an existing park commission, then, from that time and in that event, this act and all its provisions shall be in full force and application in such township of the first class, borough, or city, so accepting; and such commissioners shall be appointed, for terms of three, four, and five years, respectively, and, on the expiration of any term, the new appointment shall be for five years, and any vacancies shall be filled for the unexpired term only; and in townships of the first class the said appointment shall be made by the commissioners thereof; and in boroughs, by the chief burgess, and in cities, by the mayor thereof: Provided, That in cities where a Commission exists for the care of public parks, the term and appointment of such Commission shall not be changed by this act, but shall be and remain as provided by the act of Assembly, and by the ordinance of councils creating such Commission for the care and maintenance of public parks. And such

Acceptance of this act.

Terms of commissioners.

Appointments.

Proviso.

Annual report.

Proviso.

Tree planting,
etc.

Notice shall be
published.

Cost of planting,
transplanting,
etc.

Certificates.

Lien.

Costs of care and
publication.

Tax.

Shade-tree Commission shall, twice in every year, report in full its transactions and expenditures for the municipal fiscal year then last ended, to the authority under and by which it was appointed: Provided, That an existing park commission, acting under this enactment, may embody its report in its regular report to the councils, as by law or ordinance provided.

Section 3. That when such shade-tree commissioners, or park commissioners so acting, shall propose the setting out or planting or removing of any shade-trees, or the material changing of the same in any highway, they shall give public notice of the time and place appointed for the meeting at which such contemplated work is to be considered, specifying in detail the highways, or portion thereof, upon which trees are proposed to be planted, removed, or changed, in one or more—not exceeding two in all—of the newspapers published in said township, borough, or city, once each week for at least two weeks, prior to the date of said meeting.

Section 4. The cost of planting, transplanting, or removing any trees in any highway, and of suitable guards, curbing, or grating for the protection thereof, when necessary, and of the proper replacing of any pavement or sidewalk necessarily disturbed in the doing of such work, shall be borne by the owner of the real estate in front of which such trees are planted, set out, or removed; and the cost thereof as to each tract of real estate shall be certified by the commissioners to the township commissioners, or to the presidents of the councils in boroughs and cities, and also to the person having charge of the collection of taxes for the said township, borough, or city; and upon the filing of said certificates, the amount of the cost of such improvement, of which notice shall also be given to each property owner involved, accompanied with a copy of the aforesaid certificate, together with a notice of the time and place for payment, shall be and become a lien upon said real estate, in front of which said trees have been planted, set out, or removed; said lien to be collectible, if not paid in accordance with notice as herein provided, in the same manner as other liens for taxes are now collectible against the property involved.

Section 5. The cost and expense of caring for said trees after having been planted or set out, and the expense of publishing the notices provided for in section three, shall be borne and paid for by a general tax, to be levied annually in the manner that taxes for township, borough, and city purposes are now levied in such townships of the first class, boroughs, or cities; such tax not to exceed the sum of one-tenth of one mill on the dollar on the assessed valuation of the property in such townships of the first class, boroughs, or cities; and the needed amount shall each year, in due time, be certified by the shade-tree commissioners to the proper authori-

ties charged with the assessment of taxes in said townships, boroughs, or cities, to be assessed and paid, as other taxes are assessed and paid, and to be drawn against as required by said commissioners, in the same manner as moneys appropriated for township, borough, or city purposes, are now drawn against in said townships, boroughs, or cities: Provided, That the commissioners of any township of the first class, and the councils of any borough or city, accepting the provisions of this act, may provide for the expense of the maintenance of trees on highways, in accordance with the provisions of this section by actual appropriation, equal to the amount certified to be required by the said Commission, in lieu of the specific assessment above authorized.

Proviso.

Appropriation.

Section 6. The Commission, under which the provisions of this act shall be carried out, in any township of the first class, borough, or city, shall have power to employ and pay such superintendents, engineers, foresters, tree-wardens, or other assistants, as the proper performance of the duties devolving upon it shall require; and to make, publish and enforce regulations for the care of, and to prevent injury to, the trees on the highways of any township, borough, or city accepting the provisions of this act; and to assess suitable fines and penalties for violations of this act, provided such regulations shall have been published at least twice in one or more, not exceeding two, newspapers of the township, borough, or city, involved, after having been submitted to and being approved by the commissioners of the township of the first class, or the councils of the borough or city affected; and such fines and penalties, so assessed for violations of this act, shall become liens upon the real property of the offender, and be collectible by the constituted authorities as liens for taxes upon real property are now collected.

Superintendent, engineer, wardens, etc.

Regulations.

Fines and penalties.

Liens.

Section 7. All the moneys due and collected from fines or penalties or assessments, in consequence of the acts of said Shade-tree Commission in enforcing this act, shall be paid to the treasurers of the townships, boroughs, and cities accepting its provisions, and shall be placed to the credit of said Commission, subject to be drawn upon by the said Commission for the purposes of this act.

Disposition of fines, etc.

Section 8. All acts and parts of acts inconsistent with this act are hereby repealed.

Repeal.

Section 9. This act shall take effect immediately; but its provisions shall not be and become binding upon any township, borough, or city until it has been duly accepted, as provided in section two.

APPROVED—The 31st day of May, A. D. 1907.

EDWIN S. STUART.

No. 252.

AN ACT

To enforce the provisions of section five, article seventeen of the Constitution of Pennsylvania, relating to the powers of incorporated common carriers and the privileges of mining and manufacturing companies; making the violation thereof a misdemeanor, and providing a punishment for the same.

Corporations.

Common carriers.

Mining or manufacturing articles for transportation.

Lands, freeholds, etc.

Use of own canal or railroad.

Violations.

Misdemeanor.

Fines.

Section 1. Be it enacted, &c., That no incorporated company doing the business of a common carrier shall, directly or indirectly, prosecute or engage in mining or manufacturing articles for transportation over its works; nor shall such company, directly or indirectly, engage in any other business than that of common carriers, or hold or acquire lands, freehold or leasehold, directly or indirectly, except such as shall be necessary for carrying on its business; but any mining or manufacturing company may carry the product of its mines or manufactories on its railroad or canal, not exceeding fifty miles in length.

Section 2. That any violation or attempted violation of this act may be attacked or restrained by appropriate proceedings, either at law or in equity, at the instance of the Commonwealth, through the Attorney General; and that any such violation shall also constitute a misdemeanor, for which the offending corporation, as well as the president, vice-president, and members of the board of directors, participating therein, may be indicted; and, upon conviction, the offending corporation shall be sentenced to pay a fine of not less than one thousand (\$1,000) dollars, and the president, vice-president, and directors participating therein shall be sentenced to pay a fine of not more than one thousand dollars (\$1,000) or less than five hundred dollars (\$500).

APPROVED—The 31st day of May, A. D. 1907.

EDWIN S. STUART.

No. 253.

AN ACT

To carry into effect the provisions of section seven, article seventeen, of the Constitution of Pennsylvania, relating to discriminations and preferences in charges and facilities; and making the violation thereof a misdemeanor, and providing a penalty for the same.

Corporations.

Transportation companies.

Section 1. Be it enacted, &c., That no discrimination in charges or facilities for transportation shall be made between transportation companies and indi-

viduals, or in favor of either, by abatement, drawback, or otherwise, and no railroad or canal company, or any lessee, manager, or employe thereof, shall make any preferences in furnishing cars or motive power.

Discrimination.
Abatement, drawback, etc.
Preferences.
Violations.
Misdemeanor.
Fine.

Section 2. Any violation, or attempted violation, of this act may be attacked or restrained by appropriate proceedings, either at law or in equity, at the instance of the Commonwealth, through the Attorney General; and any such violation shall also constitute a misdemeanor, and, upon conviction, the offending corporation shall be sentenced to pay a fine of not less than one thousand (\$1,000) dollars, and its officers, directors, or employes, participating in such violation, shall be sentenced to pay a fine not exceeding one thousand dollars, nor less than five hundred dollars.

APPROVED—The 31st day of May, A. D. 1907.

EDWIN S. STUART.

No. 254.

AN ACT

To enforce the provisions of section four, article seventeen, of the Constitution of Pennsylvania, pertaining to the consolidation of parallel or competing lines of railroads, canals, or other companies, and restricting the officers of such companies; empowering juries to decide whether companies are parallel or competing lines; and making the violation thereof a misdemeanor, and providing a punishment for the same.

Section 1. Be it enacted, &c., That from and after January first, one thousand nine hundred and eight, no railroad, canal, or other corporation, or the lessees, purchasers, or managers of any railroad or canal corporation, shall consolidate the stock, property, or franchises of such corporation with, or lease or purchase the works or franchises of, or in any way control, any other railroad or canal corporation owning or having under its control a parallel or competing line; nor shall any officer of such railroad or canal corporation act as an officer of any other railroad or canal corporation owning or having control of a parallel or competing line; and the question whether railroads or canals are parallel or competing lines shall, when demanded by the party complainant, be decided by a jury, as in other civil cases.

Corporations.
Railroads, canals, etc.
Merger or consolidation.
Jury shall decide whether lines are parallel or competing.

Section 2. Any violation, or attempted violation, of this act may be attacked or restrained by appropriate proceedings, either at law or in equity, at the instance of the Commonwealth, through the Attorney General. It shall be the duty of the Attorney General to institute such proceedings at any time, upon the application of

Violations.

Misdemeanor.

Fine.

Repeal.

any private individual or corporation affected by such merger or consolidation; and that any such violation shall also constitute a misdemeanor, and, upon conviction, the offending corporation shall be sentenced to pay a fine of not less than one thousand (\$1,000) dollars, and its officers and directors participating in such violation shall be sentenced to pay a fine of not more than one thousand dollars nor less than five hundred dollars.

Section 3. All acts or parts of acts inconsistent herewith are hereby repealed.

APPROVED—The 31st day of May, A. D. 1907.

EDWIN S. STUART.

No. 255.

AN ACT

To carry into effect the provisions of section three, article seventeen, of the Constitution of Pennsylvania, relating to the transportation of persons and property; and making the violation thereof a misdemeanor, and providing a penalty for the same.

Corporations.

Railroads and canals.

Transportation of persons and property.

Unreasonable discrimination in charges or facilities.

Excursion and commutation tickets.

Violations.

Misdemeanor.

Fine.

Section 1. Be it enacted, &c., That all individuals, associations, and corporations shall have equal right to have persons and property transported over railroads and canals; and no undue or unreasonable discriminations shall be made in charges for, or in facilities for, transportation of freight or passengers within the State, or coming from or going to any other State. Persons and property transported over any railroad shall be delivered at any station at charges not exceeding the charges for transportation of persons and property of the same class, in the same direction, to any more distant station; but excursion and commutation tickets may be issued at special rates.

Section 2. Any violation, or attempted violation, of this act may be attacked or restrained by appropriate proceedings, either at law or in equity, at the instance of the Commonwealth, through the Attorney General; and any such violation shall also constitute a misdemeanor, and, upon conviction, the offending corporation shall be sentenced to pay a fine of not exceeding one thousand (\$1,000) dollars, and its officers and directors participating in such violation shall be sentenced to pay a fine not exceeding one thousand dollars.

APPROVED—The 31st day of May, A. D. 1907.

EDWIN S. STUART.

No. 256.

AN ACT

Providing for the acquiring of water plants or systems by municipalities, from corporations, firms, or individuals, and the manner of ascertaining and arriving at the value of the same; and to authorize municipalities of this Commonwealth to issue bonds, secured by such water plants or systems, for the payment thereof; and to provide a sinking-fund therefor, out of the revenues of said plants.

Section 1. Be it enacted, &c., That the several cities and boroughs of this Commonwealth, desirous of owning and operating the waterworks, plants, or system for the supplying of water to any such municipality and the inhabitants thereof, which waterworks, plants, or system is now, or may hereafter be, owned by a private corporation, firm, or individual, may petition the court of common pleas of the proper county, setting forth that the said municipality is desirous of owning said water plant or system, owned by such corporation, firm, or individual, and that it will be necessary, in order to make payments therefor, to issue bonds, secured by such plant or system of waterworks, and that therefore a value should be placed upon such waterworks, plant, or system, including all property, real or personal, used in connection therewith and reasonably necessary for its purposes.

Cities and boroughs.

Acquirement of waterworks.

Petition.

Contents.

Bonds.

Valuation.

Section 2. That the said court shall thereupon appoint three disinterested civil engineers as appraisers, to value and appraise such plant or system and the property used in connection therewith and reasonably necessary for its purposes, who shall file their report in the office of the prothonotary of the proper court within three months after their appointment, unless such time be extended by the court.

The court shall appoint appraisers.

Report.

Section 3. The appraisers so appointed shall have full access to the books and records of the private corporation, firm, or individual owning said waterworks or system, to inform themselves as to the income and value thereof. They shall have power to administer oaths, and are hereby authorized to hear and consider the testimony of witnesses and other legal proofs. Their report shall be final, if not appealed from within ten days after notice of the filing thereof shall have been served on the mayor or burgess of the city or borough, and upon the corporation, firm, or individual owning the waterworks. Within said ten days either party may appeal from such appraisement, alleging an under or over valuation of the property thereby, and praying for a hearing before the court; and the said court shall thereupon, upon application of either party, fix a time when said appeal may be heard, of which time at least ten days' notice shall be given to the parties; and upon

Rights and powers of appraisers.

Appeals.

Hearing.

such hearing the court shall have power, after hearing legal proofs and arguments, to increase or lower such appraisement, or otherwise, and modify the same as the facts may warrant, subject, however, to the right of appeal by either party to the proper appellate court as in other cases in equity.

When value is finally determined.

Consent and election to sell.

Default.

Cessation of exclusive privilege.

Section 4. After such value is finally determined, the municipality is authorized to buy said water plant at the valuation so fixed and determined; and the said corporation, firm, or individual, owning same, shall, within ten days' notice of such determination, and a request by the municipality so to do, file in said court a paper indicating its consent and election to sell and convey its plant, system, and property, so appraised, to the municipality, at the valuation fixed as aforesaid; and, in default whereof, such corporation, firm, or individual shall cease to have any exclusive privilege of supplying said municipality, or the citizens thereof, with water. and said municipality may install or cause to be installed such plant or system as the authorities may deem necessary and expedient for the accommodation of the public.

Issue of bonds.

Section 5. For the purpose of said purchase, the municipality may issue bonds, which shall be secured solely by such waterworks, system, and property, and the revenues thereof, to an amount not exceeding the appraisement of the value fixed by the said appraisers or the court. The proceeds of the sale of such bonds shall be used exclusively for the purpose of making payment for the property so acquired.

Sinking-fund.

Terms of bonds.

Section 6. The municipality shall provide an adequate sinking-fund for the receipts and revenues derived from said waterworks or system, for the payment of the interest on such bonds and for their redemption. The bonds shall be payable within thirty days from the date of their issue, and shall be redeemable at such earlier period as the municipality may, by ordinance, provide, and shall bear interest at a rate to be fixed by the municipality, not exceeding six per cent. per annum. The bonds shall be exempt from taxation for any purpose.

Existing contracts or agreements.

Section 7. Should there be, at the time of the passage of this act, a contract or agreement, in writing, existing between any corporation, firm, or individual owning the water plant or system, and a municipality then being supplied with water by such corporation, firm, or individual, establishing or adjusting or fixing the manner in which such water plant or system may be appraised, purchased, or acquired, then, and in that case, appraisers shall be selected, and the appraisement made in accordance with the terms of such contract, and to the respective parties to such contract shall, in lieu of the preceding provisions of this act.

carry out the terms of said contract in arriving at the value of said water-plant or system.

Section 8. All acts or parts of acts, whether local, special, or general, inconsistent herewith, are hereby repealed.

Repeal.

APPROVED—The 31st day of May, A. D. 1907.

EDWIN S. STUART.

No. 257.

AN ACT

Providing for the advancement of cases on the trial list of the several courts of common pleas, where a new trial is granted, a judgment of nonsuit taken off, and where, on appeal, a judgment is reversed and a venire facias de novo awarded.

Section 1. Be it enacted, &c., That hereafter, whenever, in any of the courts of common pleas of this Commonwealth a new trial is granted in any case, or a judgment of nonsuit taken off, or, on appeal, a judgment is reversed and a venire facias de novo awarded, that the prothonotary of the proper court, on praecipe filed, shall place the said case for trial at the head of the next general trial list.

Courts.

Advancement of cases on trial list.

Section 2. All acts or parts of acts inconsistent herewith are hereby repealed.

Repeal.

APPROVED—The 31st day of May, A. D. 1907.

EDWIN S. STUART.

No. 258.

A SUPPLEMENT

To an act, entitled "An act to provide for the organization, discipline, and regulation of the National Guard of Pennsylvania," approved twenty-eighth day of April, eighteen hundred and ninety-nine; providing for increasing the efficiency of the National Guard by the retirement of officers upon age or service, and defining the duties and rights of such retired officers.

Section 1. Be it enacted, &c., That on and after the passage of this act, when an officer has served forty years, either as an officer or soldier, or both, in the National Guard of Pennsylvania, he shall, if he make application therefor to the Commander-in-chief, be retired from active service and placed on the retired list; and when an officer is sixty-four years of age he shall be retired from active service and placed on the retired list: Provided, That all officers of the National Guard

National Guard of Pennsylvania.

Retirement of officers.

Proviso.

Proviso.

Proviso.

Service in United States army, navy, etc.

Re-commission of retired officers.

Term.

Assignment to duty.

Application of act.

Proviso.

who shall have reached the age of sixty-four years prior to the passage of this act, shall be retired hereunder as of the next highest rank, excepting the rank of Major General, to that held by them, respectively, at the time of such retirement. Officers retired under this act shall, upon the expiration of their respective commissions, upon their own application to the Adjutant General, be re-commissioned by the Commander-in-chief, in the same grade and as of the retired list: Provided, however, That no officer shall remain in command of the Division for a longer period than five years: And provided, further, That the provisions of this section shall apply only to officers in command of troops.

Section 2. All officers of the National Guard who have served as officers or enlisted men in the volunteer forces of the United States, or in the army, navy, or marine corps thereof, during the war for the suppression of the rebellion or the war with Spain, shall be and are hereby credited with the full time they may have so served, in computing the period of forty years service provided for in the first section of this act.

Section 3. Officers retired under the provisions of this act, with increased rank, shall be immediately re-commissioned, with such increased rank and as of the retired list.

Section 4. The commission of every officer, re-commissioned as of the retired list, under the provisions of this act, shall continue until lawfully determined or annulled.

Section 5. Officers of the National Guard, retired under the provisions of this act, may, in the discretion of the Commander-in-chief, be employed on and assigned to active duty other than in the command of troops, and when so employed they shall receive the full pay and allowance of their grades.

Section 6. Nothing in this act shall be so construed as to limit or restrict the right to retire officers as heretofore provided for by the act to which this is a supplement: And provided further, That in case any officer under the retiring age shall be promoted to the command of the Division, he shall not be compelled to retire on account of age until he shall have been in command of the Division for two years; and that this act shall not take effect until September first, one thousand nine hundred and seven.

APPROVED—The 31st day of May, A. D. 1907.

EDWIN S. STUART.

No. 259.

AN ACT

Forbidding those officers, employes, or agents of any railroad company operating within this Commonwealth, who have charge, directly or indirectly, of the distribution of cars to shippers thereon, to own or have any interest, directly or indirectly, in any operated coal property, or in the stock of any mining or manufacturing company, along the line of such railroad; making the violation hereof a misdemeanor, and providing a punishment for the same.

Section 1. Be it enacted, &c., That from and after January first, one thousand nine hundred and eight, it shall be unlawful for any officer, employe, or agent of any railroad company operating within this Commonwealth, who has charge, directly or indirectly, of the distribution of cars to shippers thereon, to have any interest, directly or indirectly, in any operated coal property, or in the stock of any mining or manufacturing company, along the line of such railroad.

Railroads.

Unlawful for officers, agents and employes to have interest in certain coal property.

Manufacturing companies, etc.

Section 2. Any violation of the provisions of this act shall constitute a misdemeanor, and any person, upon conviction thereof, shall be sentenced to pay a fine of not less than two hundred and fifty, nor more than one thousand dollars, and to undergo an imprisonment of not less than three months nor more than one year, or both, at the discretion of the court.

Violations.

Fine and penalty.

Section 3. All acts or parts of acts inconsistent herewith be and the same are hereby repealed.

Repeal.

APPROVED—The 1st day of June, A. D. 1907.

EDWIN S. STUART.

No. 260.

AN ACT

Defining bucket-shops; prohibiting the maintenance and operation of the same within the Commonwealth, and imposing penalties therefor; invalidating all contracts made therein; and imposing penalties upon corporations, associations, partnerships, and individuals furnishing market quotations thereto, or knowingly permitting bucket-shops to be maintained and operated in or on any property owned, leased, controlled, or operated by them.

Section 1. Be it enacted, &c., That a bucket-shop, within the meaning of this act, is defined to be an office, store, or other place, wherein the proprietor or keeper thereof, either in his or its own behalf, or as the agent or correspondent of any other person, corporation, association, or copartnership, within or without the Commonwealth, conducts the business of making, or offering to make, contracts, agreements, trades, or transac-

"Bucket-shop" defined.

tions respecting the purchase or sale, or purchase and sale, of any stock, grains, provisions, or other commodity, or personal property, wherein both parties thereto, or said proprietor or keeper, contemplate or intend that such contracts, agreements, trades, or transactions shall be or may be closed, adjusted, or settled according to, or upon the basis of, the public market quotations of prices, made on any Board of Trade or Exchange upon which the commodities or securities, referred to in such contracts, agreements, trades, or transactions, are dealt in, and without a bona fide transaction on such Board of Trade or Exchange; or wherein both parties, or such keeper or proprietor, shall contemplate or intend that such contracts, agreements, trades, or transactions shall be or may be deemed closed or terminated when the public market quotations of prices, made on such Board of Trade or Exchange, for the articles or securities named in such contracts, agreements, trades, or transactions, shall reach a certain figure; and also any office, store, or other place, where the keeper or proprietor thereof, either in his or its own behalf, or as agent aforesaid, therein makes, or offers to make, with others contracts, agreements, trades, or transactions for the purchase or sale of any such commodity, wherein the parties do not contemplate the actual or bona fide receipt or delivery of such property, but do contemplate a settlement thereof based upon differences in the prices at which said property is or is claimed to be bought and sold. The said crime shall be complete against any proprietor or keeper, thus offering to make any such contracts, agreements, trades, or transactions, whether such offer is accepted or not. It is the intention of this act to prevent, punish, and prohibit, within this Commonwealth, the business now engaged in and conducted in places commonly known and designated as "bucket-shops," and also to include the practice now commonly known as "bucket-shopping" by persons, corporations, associations, or copartnerships, who or which ostensibly carry on the business or occupation of commission merchants or brokers in grain, provisions, petroleum, stocks, and bonds.

When crime
shall be com-
plete.

Intention of this
act.

Maintenance and
operation of buck-
et-shops pro-
hibited.

Misdemeanor.

Fine and penalty.

Section 2. It shall be unlawful for any corporation, association, copartnership, person, or persons to keep, or cause to be kept, within this Commonwealth, any "bucket-shop"; and any corporation, association, copartnership, person, or persons, whether acting individually, or as a member or as an officer, agent, or employe of any corporation, association, copartnership, person, or persons, who shall keep, or assist in the keeping of, any bucket-shop, within this Commonwealth, shall be guilty of a misdemeanor, and, upon conviction thereof, shall be subject to a fine of not less than twen-

ty-five dollars nor more than one hundred dollars, or imprisonment in the county jail for a period not exceeding six months, or both, in the discretion of the court; and any person or persons who shall be judicially determined guilty of a second offense, under this statute, shall, in addition to the penalty above described, be subject to a penalty of imprisonment in the county jail for a period of not less than sixty days nor more than six months, and, if a corporation, shall be liable to the forfeiture of its charter, by a proceeding in quo warranto, to be instituted at the relation of the Attorney General or of the district attorney of the district within which the offense shall have been committed. The continuance of the establishment after the first conviction shall be deemed a second offense.

Second offense.

Forfeiture of charter.

Section 3. It shall not be necessary, in order to convict any corporation, association, copartnership, person, or persons of keeping a bucket-shop, or causing one to be kept, within this Commonwealth, under the provisions of this act, that the proprietor or keeper thereof, or any person or persons on his behalf, has entered into any contract, agreement, trade or transaction of the nature described in section one of this act; but it shall be sufficient to show that such proprietor, keeper, person, or persons, has offered to make such a contract, agreement, trade or transaction, whether the contract, agreement, trade, or transaction was accepted or not; and proof of a single instance wherein the proprietor or keeper thereof, or any person or persons on his behalf, has made or offered to make any contract, agreement, trade, or transaction of the nature described in section one of this act, shall be conclusive that the place wherein the same was made is a bucket-shop, within the meaning of this act.

Proof necessary to convict of violation of act.

Conclusive evidence.

Section 4. Any corporation, association, copartnership, person, or persons who shall transmit or communicate by telegraph, telephone, wireless telegraphy, express, mail, or otherwise, or who shall receive, exhibit, or display in any manner any statement or quotation of the prices of any property, mentioned in section one of this act, with a view of entering into any contract, agreement, trade, or transaction, or offering to enter into any contract, agreement, trade or transaction or with a view of aiding others to enter or offer to enter into any such contract, agreement, trade, or transaction, of the nature described in section one of this act, shall be deemed an accessory to the keeping of a bucket-shop, and, upon conviction, shall be subject to a fine and punishment the same as a principal, and as provided in section two of this act, and, if a corporation, its charter shall be forfeited by a proceeding in quo warranto, instituted either at the relation of the Attorney General or the district attorney of the county within which the offense was committed.

Transmission or display of quotations.

Accessory.

Fine.

Forfeiture.

Maintenance or
operation of
bucket-shop on
premises, or boat,
barge, etc.

Fine.

Lien.

Contracts, trades,
etc., invalidated.

Repeal.

Section 5. Any corporation, association, copartnership, person, or persons whatsoever, who shall knowingly permit a bucket-shop to be maintained or operated in any building, house, outhouse, booth, arbor, tent, or erection, or on any boat, flat, barge or other vessel whatsoever, owned, leased, controlled, or operated by it, him, or her, shall be guilty of a misdemeanor, and, upon conviction thereof, shall be subject to a fine of not less than one thousand dollars nor more than two thousand dollars; and any penalty, so adjudged, shall be a lien upon the premises, or boat, barge or other vessel, in or on which the said bucket-shop shall be maintained and operated.

Section 6. All contracts, agreements, trades, or transactions of the nature described in section one of this act are hereby declared gambling, and criminal acts, and absolutely null and void; and all persons, corporations, association, copartnerships, or firms entering into the same, whether for themselves or as agent or broker of any corporation, association, copartnership, person, or persons, shall be guilty of a misdemeanor, and, upon conviction thereof, shall be subject to a fine of not less than twenty-five dollars nor more than five hundred dollars, for each and every offense.

Section 7. All acts and parts of acts inconsistent herewith be and the same are hereby repealed.

APPROVED.—The 1st day of June, A. D. 1907.

EDWIN S. STUART.

No. 261.

AN ACT

Supplementary to "An act for the taxation of dogs and the protection of sheep," approved the twenty-fifth day of May, Anno Domini one thousand eight hundred and ninety-three; requiring all dogs to wear a collar, to be provided by the owner, together with a tag to be attached thereto showing payment of tax; imposing certain duties upon constables, tax collectors, and county commissioners; and providing for the killing of dogs whose owners fail to comply with this act and the act to which this is a supplement.

Dogs.

Collar and tag.

County commis-
sioners to fur-
nish tags.

Section 1. Be it enacted, &c., That hereafter all dogs, made taxable by the act to which this is a supplement, shall be required to wear, at all times, a substantial collar, to which shall be attached the tag hereinafter mentioned; said collar to be furnished by the owner of said dog or dogs; and said tag to be furnished by the county commissioners, and to be paid for by them, out of the fund realized from the taxation of dogs.

Section 2. The county commissioners of the several counties shall prepare and furnish, annually, to the

several tax collectors of the county metal tags, to be given by said tax collectors to the owners of dogs when said owners shall pay the tax assessed upon said dogs. Tax.
Upon one side of said tags shall be stamped, in raised Stamp on tag.
letters, the following "Dog tax for _____ (naming the year), paid."

Section 3. At the time of payment of dog tax by the owner of such dog, the tax collector shall give to said owner one of said tags, prepared for the year for which said tax is paid, which said tag shall thereupon be attached to the collar of the dog for which said tax was Attachment of tag.
paid by the owner of said dog.

Section 4. Should the owner of any dog or dogs neglect to pay the tax assessed for said dog or dogs, and to comply otherwise with the provisions of this act during the year for which said tax is assessed, it shall immediately thereafter be the duty of the proper tax collector to give notice, either written or verbal, to said owner that if he fails to pay said tax, and also to comply with the provisions of sections one and three of this act as to the collar and tag required to worn, within ten days or to kill his dog himself, within said time, that said dog will thereupon be killed by the constable of the proper district. Neglect to comply with act.
Notice to owner.
Killing of dog.

Section 5. In case of default by any such owner as to complying with the requirements of this act, and particularly with section four as to payment of tax, wearing collar and tag, and killing his said dog, it shall thereupon be the duty of the tax collector of said district, and shall also be the right and privilege of any citizen of the proper district, to notify the proper constable of the said district of such failure and default, and that it thereupon becomes the duty of said constable to kill said dog. And in either case, it shall thereupon be the duty of such constable to kill all such dogs; and for such service said constable shall be entitled to receive for each dog killed by him, from the county commissioners, out of the fund realized from the taxation of dogs, the sum of fifty cents. Default of owner.
Notice to constable.
Duty of constable.
Fee.

Section 6. Every person keeping a dog or dogs about his house or premises, permitting such dog or dogs to stay about his house or premises, shall be taken and deemed to be the owner of such dog or dogs, for all the purposes of this act. "Owner" defined.

Section 7. All acts or parts of acts inconsistent herewith be and the same are hereby repealed. Repeal.

APPROVED—The 1st day of June, A. D. 1907.

EDWIN S. STUART

No. 262.

AN ACT

To increase the pay of jurors and witnesses in this Commonwealth.

Courts.

Jurors and witnesses.

Per diem and mileage.

Section 1. Be it enacted, &c., That from and after the first day of July, Anno Domini one thousand nine hundred and seven, the pay of jurors in this Commonwealth shall be two dollars and fifty cents, and the pay of witnesses shall be one dollar and fifty cents, per diem, together with mileage as is now provided for by law.

Repeal.

Section 2. All acts or parts of acts inconsistent herewith are hereby repealed.

APPROVED—The 1st day of June, A. D. 1907.

EDWIN S. STUART.

No. 263.

A SUPPLEMENT

To an act, entitled "An act for the greater certainty of title and more secure enjoyment of real estate," approved the twenty-second day of April, one thousand eight hundred and fifty-six; so as to authorize a widow to accept real estate in partition, or compete in bidding therefor, and regulating and establishing a mode of payment therefor by the widow.

Real estate.

Section 1. Be it enacted, &c., That the tenth section of the act, entitled "An act for the greater certainty of title and more secure enjoyment of real estate," approved the twenty-second day of April, one thousand eight hundred and fifty-six, which reads as follows:—

Section 10, act of April 22, 1856, cited.

"Section 10. That in all cases of partition of real estate, in any court wherein a valuation shall have been made of the whole or parts thereof, the same shall be allotted to such one or more of the parties in interest, who shall, at the return of the rule to accept or refuse to take at the valuation, offer in writing the highest price therefor above the valuation returned, but if no higher offer be made for such real estate, or any part thereof, it shall be allotted or ordered to be sold as provided by law," be and the same is hereby amended to read as follows:—

Allotment of lands in partition.

Section 10. That in all cases of partition of real estate now pending, or hereafter to be instituted, in any court, wherein a valuation shall have been made of the whole or parts thereof, the same shall be allotted to such one or more of the parties in interest, including the widow of the decedent, who shall, at the return

of the rule to accept or refuse to take at the valuation, offer in writing the highest price therefor above the valuation returned; but if no higher offer be made for such real estate, or any part thereof, it shall be allotted or ordered to be sold as provided by law. Where the real estate, or any part thereof, shall be allotted to the widow as the highest bidder, two-thirds of the purchase money thereof shall be paid to those entitled thereto, as provided by law; the remaining one-third of such purchase money shall be paid to a trustee or trustees, to be appointed by the court, which trustee or trustees shall give bond in double the amount of the money to be received, with sufficient sureties, to be approved by said court; the trustee or trustees, as aforesaid, shall pay annually, in lieu of dower, the interest on said one-third of the purchase money, to the widow during her life, and, at her death, the said trustee or trustees shall pay the said purchase money to such as are entitled by law thereto.

Widow of decedent.

Payment of purchase money.

Trustee.

Bond.

Section 2. All act or parts of acts inconsistent herewith be and the same are hereby repealed.

Repeal.

APPROVED—The 1st day of June, A. D. 1907.

EDWIN S. STUART.

No. 264.

AN ACT

To amend section one of an act, entitled "An act authorizing and empowering borough and incorporated towns to take, use, and appropriate private property for necessary public buildings and works within the corporate limits of such municipality; and providing for the manner of ascertaining, determining, awarding, and paying compensation and damages therefor," approved June tenth, one thousand nine hundred and one; extending the provisions of the act to the taking, use and appropriation of private property for a filter plant.

Section 1. Be it enacted, &c., That section one of an act, entitled "An act authorizing and empowering boroughs and incorporated towns to take, use and appropriate private property for necessary public buildings and works within the corporate limits of such municipality; and providing for the manner of ascertaining, determining, awarding and paying compensation and damages therefor," approved June tenth, one thousand nine hundred and one, which reads as follows:—

Boroughs and incorporated towns.

Appropriation of private property for public uses.

"Section 1. Be it enacted, &c., That from and after the passage of this act, all boroughs and incorporated towns shall have the power to acquire, enter upon, take, use, and appropriate private property, and also land heretofore granted or dedicated to a public use which is no longer used for the purpose for which the same

Section 1, act of June 10, 1901, cited for amendment.

was granted or dedicated, for the erection thereon of town hall, hose-house, lockup, and such other public buildings as are necessary for public municipal purposes within the corporate limits of such municipality, whenever the council thereof shall, by ordinance, determine thereon; the compensation and damages arising from such taking, using, and appropriating of private property, for the purposes aforesaid, shall be considered, ascertained, determined, awarded, and paid in the manner hereinafter provided: Provided, That no land or property belonging to or used for any cemetery, burying ground, or place of public worship shall be taken or appropriated, in any manner, under and by virtue of the provisions of this act," be and the same is hereby amended so as to read as follows:—

Ordinance.

Compensation and damages.

Proviso.

Section 1. Be it enacted, &c., That from and after the passage of this act, all boroughs and incorporated towns shall have the power to acquire, enter upon, take, use, and appropriate private property, and also land heretofore granted or dedicated to public use which is no longer used for the purpose for which the same was granted or dedicated, for the erection thereon of town hall, hose-house, lockup, *filter plant*, and such other public buildings and works as are necessary for public municipal purposes within the corporate limits of such municipality, whenever the council thereof shall, by ordinance, determine thereon; the compensation and damages arising from such taking, using, and appropriating of private property, for the purposes aforesaid, shall be considered, ascertained, determined, awarded, and paid in the manner hereinafter provided: Provided, That no land or property belonging to or used for any cemetery, burying ground, or place of public worship shall be taken or appropriated, in any manner, under and by virtue of the provisions of this act.

APPROVED—The 1st day of June, A. D. 1907.

EDWIN S. STUART.

No. 265.

AN ACT

To amend section two of an act, entitled "An act to provide for the incorporation and government of street railway companies in this Commonwealth," approved the fourteenth day of May, Anno Domini one thousand eight hundred and eighty-nine; providing that the consent of the local authorities of all the cities, boroughs, and townships of the first class, and the board of road supervisors of townships of the second class, be obtained before the granting of any such charter.

Street railway companies.

Section 1. Be it enacted, &c., That section two of an act, entitled "An act to provide for the incorporation

and government of street railway companies in this Commonwealth," approved the fourteenth day of May, Anno Domini 'one thousand eight hundred and eighty-nine, which reads as follows:—

"Section 2. Such articles of association shall not be filed and recorded in the office of the Secretary of the Commonwealth until at least two thousand dollars of stock, for every mile of railroad proposed to be made, shall have been subscribed thereto and ten per centum paid thereon, in good faith and in cash, to the directors named in said articles of association, nor until there is endorsed thereon or annexed thereto, an affidavit made by at least three of the directors named in said articles, that the amount of the stock required by this section has been in good faith, subscribed, and ten per centum paid in cash thereon as aforesaid, and that it is intended in good faith to construct and to maintain and to operate the road mentioned in such articles of association, which affidavit shall be recorded with the articles of association as aforesaid," be and the same is hereby amended to read as follows:—

Section 2, act of May 14, 1889, cited for amendment.

Section 2. Such articles of association shall not be filed and recorded in the office of the Secretary of the Commonwealth, *and letters patent issued thereon*, until at least two thousand dollars of stock, for every mile of railroad proposed to be made, shall have been subscribed thereto, and ten per centum paid thereon in good faith and in cash to the directors named in said articles of association; nor until there is endorsed or annexed thereto an affidavit, made by at least three of the directors named in said articles, that the amount of stock required by this section has been in good faith subscribed, and ten per centum paid in cash thereon, as aforesaid, and that it is intended in good faith to construct and to maintain and operate the road mentioned in such articles of association, which affidavit shall be recorded with the articles of association, as aforesaid; *nor until, and unless, there be filed with the same a duly certified copy of an ordinance, or ordinances, of all of the cities, boroughs, and townships of the first class, and by resolution of the board of road supervisors of townships of the second class, through which the route of the company extends, authorizing the construction thereof by the company, and evidencing the consent of the local authorities, required by the Constitution and by this act.*

Conditions precedent to incorporation.

Stock subscriptions.

Cash payments.

Affidavit.

Certified copy of ordinance shall be filed.

Resolution.

Consent of local authorities.

APPROVED—The 1st day of June, A. D. 1907.

EDWIN S. STUART

No. 266.

A SUPPLEMENT

To an act, entitled "An act to provide for the incorporation and government of street railway companies in this Commonwealth," approved the fourteenth day of May, Anno Domini one thousand eight hundred and eighty-nine; authorizing companies chartered under the said act to locate or relocate their lines of railway so that the same may be either in whole or in part on public highways, or in whole or in part on private property; and conferring upon them the right of eminent domain; and providing the method for the assessment of damages for property taken, injured, or destroyed; and making them common carriers of certain kinds of freight.

Street railway
companies.

Location or re-
location of tracks
and lines.

Right of eminent
domain.

Land or material.

Easements.

Turnouts, sta-
tions, power
houses, etc.

Works and build-
ings.

Conduits, tunnels,
and subways.

Proviso.

Width of right of
way of trans-
mission line.
Proviso.

Just compensa-
tion.

Section 1. Be it enacted, &c., That every corporation now or hereafter chartered under the provisions of the act, entitled "An act to provide for the incorporation and government of street railway companies in this Commonwealth," approved the fourteenth day of May, Anno Domini one thousand eight hundred and eighty-nine, and the several amendments thereof, and the supplements thereto, may locate or relocate its tracks and lines of railway so that the same may be in whole or in part on a public highway, or in whole or in part over private property; and shall have the right of eminent domain, which is hereby conferred; and by virtue of such right may take and occupy so much land or material as may be necessary for the location, construction, and operation of its railway, either as an extension or relocation of an existing line, or as a new line, which land shall not exceed forty-five (45) feet in width, excepting where a greater width shall be required for the slopes of cuts and embankments; and such easements in lands lying within or without the limits of any street, road, lane, alley, or other highway, as may be necessary for the accomplishment of the objects of said corporations; and also such lands or materials as may be required for the purpose of locating and constructing all turnouts, poles, stations, power-houses, car-barns, lines for the transmission of power, and all necessary works and buildings, conveniences, and equipments for the construction and operation of machinery, engines, boilers, or appliances—including the erection of poles for the support of wires, and conduits or the making of tunnels or subways—for the production or supply of the motive power used by said company in the operation of its railway, whether the lines for the transmission of such power be parallel with the said railway or divergent therefrom: Provided, That no right of way for any such divergent transmission line shall exceed sixteen and one-half (16 1-2) feet in width: And provided further, That in all cases, just compensation for all property taken or injured by the construction and operation of the railway and appur-

tenances shall be made: And provided further, That no cemetery or place of public worship, or dwelling-house which is the bona fide home in the occupancy of the owner thereof, or the curtilage appurtenant thereto, shall be taken; excepting that so much of such curtilage may be taken, for the widening of any right of way now owned by a street railway company, as may be required to increase said right of way to a total width not exceeding forty-five feet, exclusive of the slopes, cuts, and embankments: And provided further, That before the right of eminent domain herein conferred shall be exercised upon any highway in any township, excepting for the purpose of crossing such highway, the consent of the owners of at least fifty-one (51) per centum of the foot frontage of the entire distance to be traversed longitudinally, on such highway in said township, shall be obtained: And providing further, That the consent of the local authorities shall be first had and obtained before the occupation of the streets and highways in any city, borough, or township: Provided further, That all street railway companies that shall avail themselves of the right of eminent domain shall be common carriers of express matter, farm produce, garden-truck, milk, merchandise, and other light freight and property.

Proviso.

Cemeteries,
dwelling-houses,
and churches.

Proviso.

Consent of prop-
erty owners.

Proviso.

Consent of local
authorities.

Proviso.

Shall be common
carriers.

Section 2. In case such corporation cannot agree with the owner of any real estate, land, or material, so about to be taken or injured, as to the compensation to be paid by such corporation to said owner, the corporation, before entering upon the said land, shall tender a bond, with at least two sufficient sureties, to said property owner, conditioned for the payment of such amount of damages as the property owner shall be entitled to receive after the same shall have been agreed upon between the parties, or assessed in the manner provided for in this act, whether the sum exceeds the amount of penalty in the bond mentioned or not: Provided, That in case the said property owner shall refuse or decline to accept the bond so tendered, the corporation shall then give the said property owner a written notice of the time when the same will be presented for filing in court; and thereafter the said corporation may present said bond to the court of common pleas of the county wherein the land about to be entered upon is situated, and, if the bond and sureties are approved, the bond shall be filed in said court, for the benefit of those interested; and recovery may be had thereon for the amount of damages assessed, if the same be not paid or cannot be made by execution upon any judgment therefor; and after the approval of said bond, the said corporation may enter upon the said lands and begin the work of construction. The execution and filing of said bonds shall not relieve said corporation from the

In case compen-
sation cannot be
agreed upon.

Bond.

Proviso.

Notice of filing of
bond.

Recovery upon
bond.

Payment of entire amount of damages.

Action of ejectment.

Appointment of viewers.

Notice of meeting.

Estimate of viewers.

Assessment of damages.

Report.

Judgment.

Proviso.

Appeals.

payment of the entire amount of damages which shall be awarded to any property owner; and such owner may recover, by an action of ejectment, the possession of the property taken, unless said damages are paid full.

Section 3. In all cases in which such corporation cannot agree with any property owner as to the proper compensation to be paid for the interest in the real estate, land, or material taken or injured, the court of common pleas of the county in which the land is situated, on application thereto by either said corporation or the said property owner, shall appoint five discreet and disinterested freeholders of said county as viewers and appoint a time, not less than ten nor more than twenty days thereafter, for said viewers to meet at and upon the premises where the damages are alleged to be sustained or the property to be taken or injured. At which time and place five days' notice shall be given by the petitioners to the said viewers and the other party; and the said viewers, or any three of them, having been first duly sworn or affirmed faithfully, justly and impartially to decide and make a true report to make concerning all matters and things to be submitted to them, in relation to which they are authorized to inquire in pursuance of the provisions of this act, and having viewed the premises, shall estimate and determine the quantity, quality, and value of the real estate, land or material so taken or injured, or to be taken or injured, and having due regard to, and making just allowance for, the advantages which may have resulted or which may seem likely to result, to said owner in consequence of the taking or injury of said real estate and, after having made a fair and just comparison of said advantages and disadvantages, they shall estimate and determine whether any, and, if any, what amount of damages may have been sustained, and to whom payable, and make report thereof to said court and if any damages be awarded, and the report be confirmed by the said court, judgment shall be entered thereon; and if the amount thereof be not paid within thirty days after the entry of such judgment, execution may then issue thereon for the sum so awarded, and the costs and expenses incurred shall be defrayed by said corporation; and each of said viewers shall be entitled to five dollars per day for every day necessarily employed in the performance of the duties herein prescribed, to be paid by such corporation: Provided, That either party shall have the right of appeal from the report of said viewers to the said court of common pleas, within thirty days after confirmation of the report, and the appeal shall be tried by a jury, as in similar cases, but the costs of the appeal shall be paid by such corporation; after final judgment, either party

may appeal therefrom to the Superior Court or the Supreme Court, as the case may require.

Section 4. In any case where any street railway company has or shall have authority under this act to take and appropriate lands, and in any case where such company is or shall be required to give security for the payment of damages to or for the taking of land, and when it shall be made known to the court of common pleas of the proper county, by petition, affidavit or otherwise, that there is a disputed, doubtful or defective title, or that any party interested in such land is absent, unknown, covert, not of full age or of unsound mind, or from any cause cannot be bargained with or served with notice or have a bond tendered to them within the county where the land is situated, the court which shall have jurisdiction of the appointment of viewers and assessment of damages in such case shall, on application of such company, direct the filing of a bond, conditioned as provided in section two hereof, to the Commonwealth of Pennsylvania, in an amount and with security to be approved by the court, for the use of the person or persons who may be found to be entitled to the damages for the taking and appropriation of such land, or for the damage or injury to such land; and when such bond shall be approved and filed, and when, upon the petition of such company, viewers to assess the said damages shall be appointed, the said court shall direct notices of the approval and filing of said bond and of appointment and time and place of meeting of said viewers, respectively, to be published in two newspapers, published in the county where the land is situated, if two are published, once a week for three weeks after the bond is filed and before the day appointed for the meeting of the viewers; and the bond so filed, and notice or notices so published, shall have the like effect as if the said bond had been given and tendered to the parties entitled, and as if personal notice had been served on the party or parties owning or claiming such lands: Provided, That when the residence of any such parties shall be known to such company, a marked copy of such notice shall be sent to them by mail, or otherwise.

Section 5. It shall be the duty of the court having jurisdiction of the appointment of viewers and assessment of damages, at the time of the application of such company for the appointment of viewers, to appoint a guardian ad litem or trustee, as the circumstances of the case shall require, for such interested party who is absent, unknown, covert, not of full age or of unsound mind, or from any cause cannot be bargained with or served with notice or have a bond tendered to them, and such guardian ad litem or trustee shall represent the interests of the person of whom he is guardian ad litem or trustee in all subsequent proceedings.

In case of disputed or doubtful title, etc.

Bond.

Notices of approval and filing.

Publications.

Effect of bond and notices.

Proviso.

Appointment of trustee or guardian ad litem.

When property is
in two or more
counties.

Jurisdiction of
court.

When railway
crosses private
lands.

Fencing and
erection of gates.

Bond.

Repeal.

Section 6. Whenever a street railway is located or constructed over or upon a property situate in two or more counties, the court of common pleas of either county may take jurisdiction of the proceedings to assess damages; and the first of the said courts, to which application for any such proceedings shall be made, shall acquire jurisdiction to the exclusion of the others.

Section 7. Whenever the right of way of any street railway company, authorized to exercise the right of eminent domain under this act, shall cross private lands, the court of common pleas of the county in which such lands are situated may, upon petition of the owner of such lands, and proof of the necessity thereof, order and decree that said railway company shall properly fence in the right of way of said company and erect gates at all private-ways and farm-crossings, and keep said fences and gates in good order and repair; and said court may require a bond, with surety, to be approved by the court, to be filed for faithful compliance with said decree.

Section 8. All acts or parts of acts of the General Assembly inconsistent herewith be and the same are hereby repealed.

APPROVED—The 1st day of June, A. D. 1907.

EDWIN S. STUART.

No. 267.

AN ACT

To amend an act, entitled "An act to widen and alter, or to widen or alter, public roads, in townships in this Commonwealth, connecting a city with a city, a city with a borough, or a borough with a borough; and providing for the assessment of damages, and their payment to persons injured by such altering or widening," approved the third day of April, Anno Domini one thousand nine hundred and three; extending its provisions to public roads connecting one part of a city with another part of the same city.

Public roads.

Section 1. Be it enacted, &c., That section one of an act, entitled "An act to widen and alter, or to widen or alter, public roads, in townships in this Commonwealth, connecting a city with a city, a city with a borough, or a borough with a borough; and providing for the assessment of damages, and the payment to persons injured by such altering or widening," approved the third day of April, Anno Domini one thousand nine hundred and three, which reads as follows:—

Section 1, act of
April 3, 1903,
cited for amend-
ment.

"Section 1. Be it enacted, &c., That in all cases where public roads, or parts thereof, in townships of this Commonwealth, connecting a city with a city, a city with a borough, or a borough with a borough, shall

have become inconvenient and burdensome, and shall require altering and widening, or either altering or widening, to meet the requirements of public travel thereon, it shall be lawful for the court of quarter sessions, by the same process now provided for opening and laying out public roads, to alter and widen, or either alter or widen, such roads, vacating such part or parts of the said old roads as are rendered useless by such alterations: Provided, That upon a petition, the width of the road so widened shall be fixed by the court, on recommendation of the viewers, and damages, taking into account benefits conferred, shall be awarded and paid, according to the provisions of the act of June thirteenth, one thousand eight hundred and thirty-six, and its supplements: Provided further, That, in addition to the powers conferred upon the viewers by this act, they are hereby authorized and shall assess the cost of such widening and altering, or either widening or altering, of such road to the respective cities and boroughs, or city and borough and townships, or township, as the case may be, in such proportion as to them may seem equitable and just, taking into consideration benefits derived by such widening and altering, or either widening or altering, to the cities or boroughs, or city or borough and townships, or township, connected by and through which said road may pass; and in case such widening or altering, or either, is made necessary in part by the use of such road by a corporation, or corporations, then the viewers shall have further power to assess such corporation, or corporations, such part of the cost of widening and altering, or either, as the viewers may agree that is just and reasonable," be and the same is hereby amended to read as follows:—

Section 1. Be it enacted, &c., That in all cases where public roads, or parts thereof, in townships of this Commonwealth, connecting a city with a city, a city with a borough, or a borough with a borough, or *connecting one part of a city with another part of the same city*, shall have become inconvenient and burdensome, and shall require altering and widening, or either altering or widening, to meet the requirements of public travel thereon, it shall be lawful for the court of quarter sessions, by the same process now provided for opening and laying out public roads, to alter and widen, or either alter or widen, such roads, vacating such part or parts of the said old roads as are rendered useless by such alteration: Provided, That upon a petition, the width of the road so widened shall be fixed by the court, on recommendation of the viewers, and damages, taking into account benefits conferred, shall be awarded and paid according to the provisions of the act of June thirteenth, one thousand eight hundred and thirty-six, and

Altering or widening of roads.

Power of the court.

Proviso.

Damages and benefits.

Proviso.

Additional power
of viewers.

Proportional
assessment.

Use of road by
corporation.

its supplements: Provided further, That, in addition to the powers conferred upon the viewers by this act. they are hereby authorized and shall assess the cost of such widening and altering, or either widening or altering, of such road to the respective cities and boroughs, or city and borough and townships, or township, as the case may be, in such proportion as to them may seem equitable and just, taking into consideration benefits derived by such widening and altering, or either widening or altering, to the cities or borough, or city and borough and townships, or township, connected by and through which said such road may pass; and in case such widening or altering, or either, is made necessary in part by the use of such road by a corporation, or corporations, then the viewers shall have further power to assess such corporation, or corporations, such part of the cost of widening and altering, or either, as the viewers may agree is just and reasonable.

APPROVED—The 1st day of June, A. D. 1907.

EDWIN S. STUART.

No. 268.

AN ACT

To repeal part of section three of an act, entitled "An act attaching certain farms to the township of Frankstown, in Blair county, for school purposes," approved the third day of April, Anno Domini one thousand eight hundred and sixty-three.

Blair county.

Township of
Frankstown.

Section 3, act of
April 3, 1863,
cited for repeal.

Section 1. Be it enacted, &c., That an act attaching certain farms to the township of Frankstown, in Blair county, for school purposes, approved the third day of April Anno Domini one thousand eight hundred and sixty-three, which reads as follows:—

"Section 3. Be it further enacted that the farms or lands of John Wentz, Christian Plowman, and Engleberth Young, in Logan township, Blair county, be and the same are hereby attached to the township of Frankstown, in said county, for all school purposes," be and the same is hereby repealed.

APPROVED—The 1st day of June, A. D. 1907.

EDWIN S. STUART.

No. 269.

AN ACT

To provide for the change of venue in civil cases.

Courts.

Section 1. Be it enacted, &c., That the courts of common pleas within this Commonwealth shall have the

power to grant a change of venue in all civil cases, either in law or equity, instituted in any of said courts, to another court of common pleas within the same judicial district, upon petition of either of the parties to the proceedings instituted in said court, whenever it is apparent to said court that the issue raised by the pleadings cannot be tried, in the court where such issue is pending, within six months from the time of the application for such change of venue.

Change of venue
in civil cases.

Section 2. The change of venue for the reason herein shall be in addition to any other reason or causes for which change of venue may be had under the existing laws.

Section 3. That such petition, the contents thereof, the time of hearing thereon, and the notice required to be given by the party applying for such change of venue to the opposite party, shall be governed by the rules of court, made by said courts of common pleas of this Commonwealth for the purpose of carrying out the provisions of this act: Provided, however, That such change of venue shall not be granted to any court existing in said judicial district prior to January first, one thousand nine hundred.

Procedure.

Proviso.

APPROVED—The 1st day of June, A. D. 1907.

EDWIN S. STUART.

No. 270.

AN ACT

Authorizing courts of common pleas to decree the dissolution of corporations and commissions, not for profit, incorporated for the purpose of repairing, maintaining, and operating turnpike and other public roads, with the right to collect toll thereon, and levy tax for the maintenance of such roads and the payment of the interest and principal of indebtedness created, and to determine the manner in which the affairs of such corporations and commissions may be wound up.

Section 1. Be it enacted, &c., That the several courts of common pleas be and they are hereby authorized to decree the dissolution of corporations and commissions, not for profit, heretofore or hereafter incorporated for the purpose of repairing, maintaining, and operating turnpike and other public roads, with the right to collect toll thereon, and levy tax for the maintenance of such roads and the payment of the interest and principal of indebtedness legally created, and to determine the manner in which the affairs of such corporations or commissions may be wound up.

Corporations or
commissions not
for profit.

Dissolution of by
the court.

Operating turn-
pikes or other
public roads.

Section 2. That upon the presentation of a petition by the directors, commissioners, or trustees, or a majority of them, of any such corporation or commission,

Petition.

to the court of common pleas, or, in vacation, to a judge thereof, within whose district a turnpike or other public road shall be wholly, or the greater part thereof, located, setting forth the location and character of the road, the length thereof, and that they are of opinion that the corporation or commission should be relieved of the duty of repairing and maintaining and operating the road under its control, and that it is to the public interest that the control thereof shall be surrendered by the said corporation or commission; and further setting forth a full statement of the indebtedness of the corporation or commission, the manner in which and by what authority said indebtedness was created, and whether said corporation or commission is empowered by law to levy and collect road-taxes, and, if so, the amount and rate of such taxes and the purpose for which the same are authorized to be levied and collected, and such other matters as may be necessary to inform the court fully as to the status of the corporation or commission, and the condition of the turnpike or other public road under its control, the court may, after such examination of the truth of the matters alleged in the petition as they may deem requisite, make a decree removing said turnpike or other public road from the authority and control of such corporation or commission, and declaring the same to be a free public highway, to be controlled and maintained as other highways in cities, boroughs, and townships are controlled and maintained; and said court shall, thereupon, require the said corporation or commission to continue to levy and collect the road-tax, authorized by law to be levied and collected by such corporation or commission, for such number of years, and at such rate per year, as the court shall deem requisite for the full payment of the debt and interest which the court shall find is outstanding and unpaid. The court may further order that the said corporation or commission shall make annual report to the court of the amount of tax collected, and the amount of indebtedness liquidated, and amount of interest paid thereon. When it shall appear to the court, from such reports, or otherwise, that all outstanding indebtedness has been fully paid, the court shall make a final decree dissolving the said corporation or commission, and discharging the officers, directors, commissioners, or trustees, as the case may be.

Section 3. That all laws or parts of laws inconsistent herewith be and the same are hereby repealed.

APPROVED—The 1st day of June, A. D. 1907.

EDWIN S. STUART.

No. 271.

A SUPPLEMENT

To an act, approved April twenty-eighth, one thousand nine hundred three, entitled "An act for the annexation of any city, borough, township, or part of a township, to a contiguous city, and providing for the indebtedness of the same;" providing for the preservation of rights of creditors and of liens, and for funding the debt of the municipality or school district annexed.

Section 1. Be it enacted, &c., That in all cases of the annexation of any city, borough, township, or part of a township, to a contiguous city, under the provisions of an act of Assembly, approved the twenty-eighth day of April, Anno Domini one thousand nine hundred and three, entitled "An act for the annexation of any city, borough, township, or part of a township, to a contiguous city, and providing for the indebtedness of the same," all rights of creditors and all liens, and all rights of the municipality so annexed to enforce the payment of moneys due, or of contract liabilities, or of other claims or rights of property, existing at the time of such annexation, shall be preserved unimpaired to such annexed city, borough, or township; and such city, borough, or township, for the purpose of enforcing its rights and claims in the premises, and also of having prior rights and claims enforced against it, shall be deemed in law to continue in existence.

All moneys accruing, from time to time, from taxes levied prior to the annexation, and all assessments against private property for public improvements, for which the contractors shall have been paid, shall be applied to the indebtedness of the territory annexed; and it shall be lawful for the councils and mayor of the enlarged city to fund the debt of any municipality or school district so annexed, and, for so doing, to issue the bonds of the enlarged city, in accordance with existing laws applicable to said city, and to provide for an annual tax, upon the subjects of taxation within the limits of the annexed territory, sufficient to retire said bonds as they mature.

Annexation of city, borough, township, etc.

Act of April 28, 1903, cited.

Preservation of rights of creditors, liens, etc.

Funding of debt of municipality or school district annexed.

Annual tax.

APPROVED—The 1st day of June, A. D. 1907.

EDWIN S. STUART.

No. 272.

AN ACT

Authorizing any city of the third class within this Commonwealth to confine and pave, or completely enclose, any creek, run, or natural waterway, other than navigable streams, and for this purpose to enter upon any lands necessary to such confining and paving, or complete enclosure; and providing for the ascertainment and assessment of the costs, damages and expenses thereof, as well as the levy and collection of benefits arising therefrom, and constituting such benefits a lien upon the properties upon which they are respectively assessed.

Third class
cities.

Confining and
paving, etc., of
creek, run, or
waterway.

Right of entry.

Section 1. Be it enacted, &c., That from and after the passage of this act, whenever any city of the third class within this Commonwealth shall deem it essential to the preservation of health, or to the interest and welfare of the city and the inhabitants thereof, to confine and pave, or completely enclose, any creek, run, or natural waterway, other than navigable stream, the said city shall have full power and authority, by ordinance duly passed, and after plans and specifications have been submitted to and received the approval of the Water Supply Commission of Pennsylvania, to confine and pave, or completely enclose, any creek, run, or natural waterway, other than navigable streams, or any part thereof, within the limits of said city, and, for this purpose, to enter upon any such lands as may be necessary to complete the work of confining and paving, or complete enclosure.

Petition.

Section 2. When the work of confining and paving, or complete enclosure, of any creek, run, or natural waterway, other than navigable streams, or any part thereof, has been completed, as specified in the ordinance, if the said city cannot agree with the property holders on the division of the costs and expenses thereof, the city may present its petition, in any court of common pleas of the proper county, setting forth briefly the character of such improvements, and that the cost, expenses, and damages incurred have not been collected or fully paid to said city, and praying the court to appoint three disinterested freeholders as viewers, to ascertain the damages, costs, and expenses resulting from the confining and paving, or the complete enclosure, of any creek, run, or natural waterway, and to fairly and ratably assess the said damages, costs, and expenses, or so much thereof as said viewers may deem just and reasonable, upon the property benefited or affected by such confining and paving, or complete enclosure, and make a report thereof to court; whereupon said court of common pleas, or any law judge thereof in vacation, shall appoint three disinterested freeholders as viewers, and appoint a time, not

Viewers.

less than twenty nor more than thirty days thereafter, when said viewers shall meet upon the line of the improvement and view the same and the premises affected thereby. Said viewers shall give at least ten days' notice of their first meeting, by publication in one of the newspapers published in the said city, and by posting handbills upon the premises on the line of said improvement, or by such other means as the court shall deem necessary and proper.

Notice.

Section 3. Said viewers, having been duly sworn or affirmed faithfully, justly and impartially to decide and true report to make concerning all matters and things to be submitted to them, in relation to which they are authorized to inquire, in pursuance of the provisions of this act, and, having viewed the premises or examined the property, shall hear all parties interested and their witnesses; and shall estimate and determine the costs and expenses of the improvement, and the damages for property taken, injured, or destroyed, if any, to whom the same is payable; and, having so estimated and determined the costs, expenses, and damages, together with the benefits as hereinafter mentioned, they shall prepare a schedule thereof, and give notice to all parties to whom damages are allowed, or upon whom assessments for benefits are made, of a time not less than ten days thereafter, and of a place where said viewers will meet and exhibit said schedule, and hear all exceptions thereto and evidence. Notice of the time and place of said meeting shall be given by personal service upon all parties allowed damages or assessed benefits, as shown upon said schedule, if resident in the city, and to all others by publication in a newspaper, as provided for in the second section of this act. After making whatever changes are deemed necessary, the said viewers shall report to the court, showing the damages and benefits assessed in each case, and file therewith a plan showing the improvement of the properties taken, injured, or destroyed, and the properties benefited thereby. When said report is filed, notice thereof shall be given by publication once in the newspaper publishing the notice provided for in section two of this act, and by personal notice to each person awarded damages or assessed benefits. Said notice shall state the date of filing the report, and shall contain a schedule of the damages and benefits shown therein, and shall further state that, unless exceptions thereto be filed within thirty days from the date of filing, the said report will be confirmed absolutely.

Meeting.

Schedule.

Notice of meeting.

Report to the court.

Notice of filing of report.

Section 4. The cost of the improvement, including the payment of damages sustained by the making of the improvements, aforesaid, may be borne either in whole or in part by the city, or in whole or in part by assessment upon the property benefited by such improvements, as

Costs and damages.

Assessment.

said viewers may determine and the court approve; and, in the latter case, the viewers appointed to assess the damages, having first estimated and determined the same apart from benefits, shall also assess the said damages, or so much thereof as they may deem just and reasonable, upon the properties peculiarly benefited by the improvement, including in the said assessment all properties for which damages have been allowed, if, in their judgment, such properties will be benefited thereby, and shall report the same to the said court.

Report.**Court costs.****Viewers per diem.**

Section 5. The costs of the viewers, and all court costs incurred in the proceedings aforesaid, shall be defrayed by the said city; and each of the said viewers shall be entitled to the sum of five dollars (\$5.00) per day for every day necessarily employed in the performance of the duties herein prescribed.

Exceptions.

Section 6. Upon the report of said viewers, or any two of them, being filed in said court, any party may, within thirty days thereafter, file exceptions to the same; and the court shall have power to confirm said report, or to modify, change, or otherwise correct the same, or change the assessments made therein, or refer the same back to the same or new viewers, with like power as to their report; or, within thirty days from the filing of any report in court, any party whose property is taken, injured, or destroyed may appeal, and demand a trial by jury; and any party interested in any assessment of damages or benefits may, within thirty days after the final decree, have an appeal to the higher courts. The said court of common pleas shall have power to order what notices shall be given in connection with any of the said proceedings, and may make all such orders as it may deem requisite.

Trial by jury.**Appeals.****Powers of court.****Final assessments.**

Section 7. The final assessments made on any property or properties to pay for the costs, expenses, and damages, or either, of the improvements, under this act, shall be a lien for the amount of such assessment upon the properties so assessed, dating from the time of the final confirmation of the report under which said assessment was made, or the final decree of the court fixing such assessment; and shall, if filed within six months from said final assessment and confirmation, remain a first lien upon said properties; and the lien thereof shall be continued, revived, and collected in the manner provided for the revival of, the lien of, and the collection of liens for municipal improvements, as provided for by the act approved June four, nineteen hundred and one (Pamphlet Laws, three hundred and sixty-four), and the several supplements thereto.

Liens.

APPROVED—The 1st day of June, A. D. 1907.

EDWIN S. STUART.

No. 273.

AN ACT

Authorizing the transfer of the control and management of the Sanatorium on the State Forestry Reservation near Mont Alto, in Franklin county, from the Commissioner of Forestry to the Department of Health.

Section 1. Be it enacted, &c., That in case the Department of Health shall, with the approval of the Governor, in the establishment of sanatoria, or colonies for the reception and treatment of indigent persons affected with incipient tuberculosis, find it desirable to take over, control, and manage the Sanatorium located on the State Forestry Reservation near Mont Alto, in Franklin county, established under the provisions of the act approved May fifteenth, Anno Domini one thousand nine hundred and three, the Commissioner of Forestry is hereby authorized and directed to transfer said Sanatorium, and the management and control of the same, to the Department of Health, which is hereby authorized to receive, and henceforth manage and control, the said Sanatorium.

Sanatorium,
Mont Alto.

Transfer from
Commissioner of
Forestry to De-
partment of
Health.

APPROVED—The 1st day of June, A. D. 1907.

EDWIN S. STUART.

No. 274.

AN ACT

Providing that the jurisdiction of the courts shall not be ousted by a provision in a contract that an award or an appraisement of an engineer, architect or other person shall be final or conclusive, or that a certificate of an engineer, architect or other person shall be a condition precedent to maintaining an action upon such contract; and that any controversy arising on a contract containing such a provision shall be determined in due course of law, with the same effect as if such provisions were not in such contract; contracts with municipal or other corporations, invested with the privilege of taking private property for public use, excepted.

Section 1. Be it enacted, &c., That no provision in any contract providing, either in express words or in substance and effect, that an award or appraisement of an engineer, architect, or other person shall be final or conclusive, nor any provision that a certificate of an engineer, architect or other person shall be a condition precedent to maintaining an action on such contract, shall oust the jurisdiction of the courts; but any controversy arising on any contract containing such provisions, or any of them, shall be determined in due course of law, with the same effect as if such provisions were not in such con-

Contracts.

Provision as to
award or appraise-
ment being final.

Jurisdiction of
court not ousted.

Proviso.

tract: Provided, That this act shall not apply to municipal or other corporations invested with the privilege of taking private property for public use.

APPROVED—The 1st day of June, A. D. 1907.

EDWIN S. STUART.

No. 275.

A SUPPLEMENT

To an act, entitled "An act to provide for the incorporation and regulation of certain corporations," approved the twenty-ninth day of April, Anno Domini one thousand eight hundred and seventy-four; empowering companies incorporated, under the provisions of said act, for the insurance of owners of real estate, mortgagees, and others interested in real estate from loss, by reason of defective titles, liens, et cetera, to guarantee the payment of the principal and interest of bonds secured by mortgage upon real estate.

Corporations.

Title insurance companies.

Guarantee of payment of principal and interest of bonds.

Proviso.

Section 1. Be it enacted, &c., That all companies, incorporated under the provisions of said act, for the insurance of owners of real estate, mortgagees, and others interested in real estate from loss, by reason of defective titles, liens, and incumbrances, be and the same are hereby authorized and empowered to guarantee the payment of the principal and interest of bonds secured by mortgage upon real estate, and to make and execute such contracts and policies as may be required therefor: Provided, however, That before any such corporation shall exercise the power herein conferred, capital to the amount of at least one hundred and twenty-five thousand (\$125,000.00) dollars shall have been paid in cash into its treasury.

APPROVED—The 1st day of June, A. D. 1907.

EDWIN S. STUART.

No. 276.

AN ACT

Increasing the salaries of the private secretary, stenographer, and messenger in the Attorney General's Department.

Attorney General's Department.

Private secretary, stenographer, and messenger.

Salaries.

Section 1. Be it enacted, &c., That from and after the passage of this act, the salary of the private secretary to the Attorney General shall be increased from eighteen hundred dollars per annum to two thousand dollars per annum; the salary of one stenographer of the Attorney General's Department shall be increased from nine hundred dollars per annum to one thousand dollars per annum, and the salary of the messenger

shall be increased from six hundred dollars per annum to nine hundred dollars per annum.

Section 2. All acts or parts of acts inconsistent herewith be and the same are hereby repealed.

Repeal.

APPROVED—The 1st day of June, A. D. 1907.

EDWIN S. STUART.

No. 277.

AN ACT

To repeal an act, entitled "An act relative to hawking and peddling in the county of Mercer," approved the thirteenth day of April, Anno Domini one thousand eight hundred and sixty-nine.

"Section 1. Be it enacted, &c., That any resident citizen of Mercer county may, without other than a United States license, peddle farm, garden and dairy products within said county," be and the same is hereby repealed.

Mercer county.

Act of April 13, 1869, cited.

Repeal.

APPROVED—The 1st day of June, A. D. 1907.

EDWIN S. STUART.

No. 278.

AN ACT

Regulating the collection of taxes and other claims and demands due the Commonwealth, and providing for six per centum interest thereon, and an attorney's commission.

Section 1. Be it enacted, &c., That on all claims for taxes or other demands due the Commonwealth, collected by the Attorney General, or any attorney employed by him and acting under his direction, there shall be paid and recovered, for the use of the Commonwealth, an attorney's commission of five per centum upon the amount of recovery, not exceeding ten thousand dollars, and, upon the amount of the recovery in excess of ten thousand dollars, such commission, in case of dispute, as shall be allowed by the court having jurisdiction of the controversy, not exceeding five per centum, in addition to interest at the rate of six per centum per annum: Provided, That the payment of such attorney's commission or interest shall not be deemed to affect liability for any penalty payable under existing laws.

Taxes and demands due the Commonwealth.

Collection of.

Attorney's commission.

Interest.

Proviso.

Liability for penalty.

Section 2. In any appeal from a tax settlement of the fiscal officers of the Commonwealth, where the appeal and specifications of objections admit that a part of the

Appeal from tax settlement.

Partial payment.

said settlement is due and payable, if the part of the settlement so admitted to be due is paid to the State Treasurer within twenty-one days after the filing of the appeal, the attorney's commission of five per centum shall not be collected upon the amount so paid.

Repeal.

Section 3. All acts or parts of acts inconsistent herewith be and the same are hereby repealed.

APPROVED—The 1st day of June, A. D. 1907.

EDWIN S. STUART.

No. 279.

AN ACT

To provide for the discharge of sureties upon bonds of trustees, committees, guardians, assignees, receivers, executors, administrators, and other fiduciaries.

Courts.

Petition of surety.

Citation.

Notice.

Discharge of surety.

New bond.

Failure or neglect.

Section 1. Be it enacted, &c., That it shall be lawful for the courts of common pleas or the orphans' courts of the county which shall be the residence of any trustee, committee, guardian, assignee, receiver, executor, administrator, or other fiduciary, on the petition of any surety of such trustee, committee, guardian, assignee, receiver, executor, administrator, or other fiduciary, to issue a citation requiring such trustee, committee, guardian, assignee, receiver, executor, administrator, or other fiduciary, at the return thereof during any regular term of the courts of common pleas or orphans' courts, not less than thirty days' notice to be given of the presentation of said petition, to file an account of his or her management of the trust or estate; and the said citation, upon such petition of the surety, and affidavit filed to the facts connected with the execution and position of the trust funds or estate, shall further direct the said trustee, committee, guardian, assignee, receiver, executor, administrator, or other fiduciary, to show cause why the petitioner should not be discharged from all further liability, if the court, after due notice to all parties interested, deem it reasonable and proper; and the trustee, committee, guardian, assignee, receiver, executor, administrator, or other fiduciary, shall thereupon give a new bond, with surety or sureties, as the court shall order.

Section 2. If in the case specified in the preceding section, the trustee, committee, guardian, assignee, receiver, executor, administrator, or other fiduciary, shall not give such new bonds, within such time as is ordered by the court, he or she shall be removed from the trust, and some other persons appointed.

Section 3. When a new bond is required, as above provided, the sureties in the prior bond shall be liable for all breaches of the conditions committed before the new bond is approved according to law.

Liability on prior bond.

Section 4. That all laws or parts of laws heretofore passed inconsistent with the provisions of this act are hereby repealed.

Repeal.

APPROVED—The 1st day of June, A. D. 1907.

EDWIN S. STUART.

No. 280.

AN ACT

Authorizing the Commissioner of Banking to appoint additional bank examiners, two stenographers, and one messenger, and fixing the compensation of the same.

Section 1. Be it enacted, &c., That the Commissioner of Banking is authorized to appoint five additional examiners, who shall receive such compensation as may be fixed by said Commissioner, for each day actually employed in making examinations of corporations, under the order of said Commissioner, not to exceed ten dollars per day, and also actual expenses incurred in making such examinations; two stenographers, at an annual salary of one thousand dollars each, and one messenger, at an annual salary of nine hundred dollars; which compensation, expenses, and salaries shall be paid by warrant drawn by the Auditor General upon the State Treasurer.

Commissioner of Banking.

Examiners.

Stenographers.

Salaries.

APPROVED—The 1st day of June, A. D. 1907.

EDWIN S. STUART.

No. 281.

AN ACT

Providing that no railroad corporation of this State shall hereafter acquire, purchase, or guarantee the stock, bonds, or other securities of, or lease or purchase the franchises of, or in any way control, any street passenger railway corporation owning or having under its control a parallel or competing line with said railroad, and providing a penalty for the violation hereof.

Section 1. Be it enacted, &c., That from and after the passage of this act, it shall not be lawful for any railroad corporation, created by or existing under the laws of this Commonwealth, to acquire, purchase, or guarantee the stock, bonds, or other securities of, or

Railroad corporations.

Control of
competing
Street passenger
railway corpora-
tion by, prohib-
ited.

Violations.

Misdemeanor.

Fine.

Repeal.

lease or purchase the works or franchises of, or in any way control, any street passenger railway corporation owning or having under its control a parallel or competing line with said railroad.

Section 2. Any violation or attempted violations of this act may be attacked or restrained by appropriate proceedings, either at law or in equity, at the instance of the Commonwealth, through the Attorney General; and that any such violation shall also constitute a misdemeanor, and, upon conviction, the offending corporation, or its officers, directors, or agents participating in such violation, shall be sentenced to pay a fine of not more than five thousand dollars.

Section 3. All acts or parts of acts inconsistent herewith, be and the same are hereby repealed.

APPROVED—The 1st day of June, A. D. 1907.

EDWIN S. STUART.

No. 282.

AN ACT

For the protection of public health, by prohibiting the manufacture, sale, offering for sale, or having in possession with intent to sell, within the State, of adulterated, misbranded, poisonous, or deleterious foods and confections; regulating the enforcement of the provisions hereof; providing for the protection of persons buying and selling adulterated or misbranded foods and confections under a guaranty; and providing penalties for the violation thereof.

Public health.

Sale of adulterated or misbranded food.

The commissioner charged with enforcement of this act.

Examinations of articles.

Notice to be given.

Section 1. Be it enacted, &c., That it shall be unlawful for any person, within this State, to manufacture, sell, offer for sale, or have in possession with intent to sell, any article of food which is adulterated or misbranded within the meaning of this act.

Section 2. That the Dairy and Food Commissioner of the State shall be charged with the enforcement of the provisions of this act, and for the purposes of its enforcement shall be empowered to employ such assistants, agents, chemists, attorneys, clerks, and experts as he may deem necessary. The examinations of the articles purchased or procured shall be made by the chemists appointed by the said Dairy and Food Commissioner, for the purpose of determining, from such examinations, whether such articles are adulterated or misbranded within the meaning of this act; and if it shall appear, from any such examination, that any of such samples is adulterated or misbranded within the meaning of this act, the Dairy and Food Commissioner shall cause notice thereof to be given to the person from whom such

sample was obtained, and, in case such person shall produce a guarantee in writing, then notice shall be given to the guarantor. If it appear that any of the provisions of this act have been violated by such person, then the Dairy and Food Commissioner shall begin an action against the said person for the enforcement of the penalty or penalties prescribed by this act.

Actions.

Section 3. The Dairy and Food Commissioner shall make uniform rules and regulations, under and subject to which the provisions of this act shall be enforced, and such rules and regulations shall, where practicable, conform to and be the same as the rules and regulations adopted, from time to time, for the enforcement of the act of Congress, approved June thirtieth, one thousand nine hundred and six, and known as "The Food and Drugs Act." Such rules and regulations to be published from time to time in bulletins to be issued by the Department.

Rules and regulations.

Publication of rules, etc.

Section 4. The term "food," as used herein, shall include all articles used for food, confectionery, or condiment by man, whether simple, mixed, or compound, and all substances or ingredients intended for use in food, confectionery, or condiments, as above defined, except as hereinafter excepted.

"Food" defined.

The term "person," as used in this act, shall include individuals, firms, copartnerships, unincorporated associations, and bodies corporate, as well as all officers, agents, employes, or others acting for any of the same, and shall be taken as applying in the singular or plural, as the case may require.

"Person" defined.

Section 5. That for the purpose of this act, an article shall be deemed to be adulterated—

Adulteration of food.

In the case of Food:

First. If any substance has been mixed and packed with it so as to reduce or lower, or injuriously affect, its quality or strength.

Second. If any substance has been substituted, wholly or in part, for the article.

Third. If any valuable constituent of the article has been wholly or in part abstracted.

Fourth. If it be mixed, colored, powdered, coated, or stained in a manner whereby damage or inferiority is concealed.

Fifth. If it contains any added substance or ingredient which is poisonous or injurious to health: Provided, however, That no action shall be brought or sustained for violation of the provisions of this section when the article alleged to be adulterated is not adulterated within the meaning of the provisions of the "Food and Drugs Act" of June thirtieth, one thousand nine hundred and six, enacted by the Senate and House of Representatives of the United States

Proviso.

Proviso.

of America, in Congress assembled, and the rules and regulations promulgated, from time to time, for the enforcement of the same: And provided, further, That when, in the preparation of food products for shipment, they are preserved by any external application, applied in such manner that the preservative is necessarily removed mechanically, or by maceration in water, or otherwise, and directions for the removal of said preservative shall be printed on the covering of the package, the provisions of this act shall be construed as applying only when said products are ready for consumption.

Sixth. If it consists in whole or in part of a filthy, decomposed, or putrid animal, fish, or vegetable substance, or any portion of an animal or fish, unfit for food, whether manufactured or not; or if it be the product of a diseased animal or fish, or an animal that has died otherwise than by slaughter.

In the case of Confectionery:

Adulterations of confectionery.

Proviso.

First. If it contain terra alba, barytes, talc, chrome yellow, or other mineral substance, or poisonous color or flavor, or other ingredient deleterious or detrimental to health, or any vinous, malt, or spirituous liquor, or compound or narcotic drug: Provided, That this paragraph shall not be construed to prohibit the use of harmless colors, of any kind, when used for coloring and not for fraudulent purposes.

Misbranded defined.

Section 6. That the term "misbranded," as used herein, shall apply to all articles of food, or articles which enter into the composition of food, the package or label of which shall bear any statement, design, or device regarding such article, or the ingredients or substances contained therein, which shall be false or misleading in any particular, and to any food product which is falsely branded as to the State, territory, or country in which it is manufactured or produced.

Misbranding of food.

That for the purpose of this act, an article shall also be deemed to be misbranded—

In the case of Food:

First. If it be an imitation of, or offered for sale under the distinctive name of, another article.

Second. If it is labeled or branded so as to deceive or mislead the purchaser, or purport to be a foreign product when not so, or if the contents of the package as originally put up shall have been removed, in whole or in part, and other contents shall have been placed in such package.

Third. If in package form, and the contents are stated in terms of weight or measure, they are not plainly and correctly stated on the outside of the package.

Fourth. If the package containing it, or its label, shall bear any statement, design, or device, regarding the ingredients or the substances contained therein, which statement, design, or device shall be false or misleading in any particular.

Provided, That an article of food which does not contain any added poisonous or deleterious ingredients shall not be deemed to be adulterated or misbranded in the following cases:—

First. In the case of mixtures or compounds which may be now, or from time to time hereafter, known as articles of food, under their own distinctive names, and not an imitation of, or offered for sale under, the distinctive name of another article, if the same be accompanied on the same label or brand with a statement of the place where said article has been manufactured or produced.

Second. In the case of articles labeled, branded, or tagged so as to plainly indicate that they are compounds, imitations, or blends, and the word "compound," "imitation," or "blend," as the case may be, is plainly stated on the package in which it is offered for sale: Provided, That the term "blend," as used herein, shall be construed to mean a mixture of like substances, not excluding harmless coloring or flavoring ingredients used for the purpose of coloring and flavoring only: And provided, further, That nothing in this act shall be construed as requiring or compelling proprietors or manufacturers of proprietary goods, which contain no unwholesome added ingredients, to disclose their trade formulae, except in so far as the provisions of this act may require to secure freedom from adulteration or misbranding.

Section 7. Whenever the Dairy and Food Commissioner or his agents shall obtain an article for the purpose of determining whether or not the same is adulterated or misbranded within the meaning of this act, two like samples shall be obtained where the article is in the original package, or, if not in the original package, then two portions shall be obtained and each of the portions sealed. One of the said samples shall be delivered to the Dairy and Food Commissioner and by him preserved in the condition in which it was obtained, and under the seal placed thereon by the agent procuring the same, and shall remain in the custody and possession of the Dairy and Food Commissioner until such time as it shall be determined whether or not any action shall be brought against the person from whom the article was obtained, for violation of the provisions of this act. If an action shall be brought against the party from whom the article was obtained, for violation of the provisions of this act, it shall be lawful for the person from whom the said sample was obtained to make application to

Proviso.

Exceptions.

Exceptions.

Manner of obtaining samples.

Custody of samples.

Order of court.	the magistrate or court, in which the said action is pending, for an order requiring the delivery of the portion of said sample in the custody of the Dairy and Food Commissioner to a chemist, to be designated by
Analysis.	said magistrate or court, for the purpose of analysis; and at the time the analysis is being made by the chemist, so appointed, the person from whom the sample was obtained shall have the privilege of having
Proviso.	present a second chemist: Provided, however, That this section relating to the purchase of duplicate samples for analysis shall not apply to perishable articles,
Perishable articles.	such as milk, cream, or ice cream: said samples shall be delivered to the chemist in the same condition as when obtained.
Payment of expenses.	All expenses incurred in the analysis of samples made by the chemist, so designated or appointed, shall be assessed by the magistrate or court, and paid by the party requesting the same, as part of the costs of said action.
Time for commencement of action.	No action shall be instituted against any person for violation of the provisions of this act, unless the same shall have been commenced within four months from the date of the taking of the sample, nor until all the provisions of this act shall have been complied with.
Guaranty.	Section 8. No prosecution shall be sustained under the provisions of this act, for the selling or offering for sale, or having in possession with intent to sell, any article or goods, as defined herein, when the same is found to be adulterated or misbranded within the meaning of this act, when the accused can establish a guaranty, signed by the person residing in the United States from whom such article was purchased, to the effect that the same is not adulterated or misbranded within the meaning of this act, designating it, or within the meaning of the "Food and Drugs Act," June thirtieth, one thousand nine hundred and six, enacted by the Senate and House of Representatives of the United States of America, in Congress assembled: Provided, however, That if the article in question is in a broken or open package, said guaranty shall not afford immunity from prosecution, unless such person shall furnish satisfactory proof that the article has not been changed in quality. The affidavit of such person shall be accepted as such proof, and the person making such affidavit falsely shall be guilty of perjury, and punished accordingly: And provided, moreover, That every person giving a guaranty under the provisions of this act shall be held responsible for the adulteration or misbranding of any article or goods sold under said guaranty, and shall be subject to the penalties for the violation of the provisions of this act.
Proviso.	
Affidavit.	
Proviso.	
Responsibility of guaranty.	Said guaranty to afford protection shall contain the name and address of the person making the sale of

such articles to such dealer, and, in such case, the said person shall be amenable to the prosecution, fines, and other penalties which would attach, in due course, to the dealer, under the provisions of this act, when said articles are found to be adulterated or misbranded: Provided, That no such guaranty shall operate as a defense to prosecution for the violation of this act, if the dealer shall continue to sell after written notice by the Dairy and Food Commissioner that such article is adulterated or misbranded within the meaning of this act.

Proviso.

Sale after written notice.

Any person who shall have been adjudged to have violated any of the provisions of this act, by reason of the purchase or sale of an article adulterated or misbranded within the meaning of this act, and who shall have purchased the article, so found to be adulterated or misbranded within the meaning of this act, under a guaranty from the vendor thereof, to the effect that the same is not adulterated or misbranded within the meaning of this act, or the act of Congress passed June thirty, nineteen hundred and six, shall have a right of action against the guarantor for the recovery of such damages as shall have been sustained by reason of such adulteration or misbranding; and such person shall, in addition thereto, be entitled to recover punitive damages; and such person shall further have the right to set off any sum or sums of money which shall have been incurred and paid in the defense of any action, which shall have been instituted against said person for the violation of any of the provisions of this act, against any claim or right of action which the guarantor may have, arising out of the sale of the article or articles in question, or otherwise, and which shall include all expenses and reasonable attorney's fees.

Violator.

Guaranty.

Right of action against guarantor.

Punitive damages.

Set off.

When the examination or analysis, herein provided for, shows that any of the provisions of this act have been violated, and the person relieved from prosecution under this section, by the production of a guaranty signed by such person residing outside of this State, then the Dairy and Food Commissioner shall report such fact to the Secretary of Agriculture of the United States, or the proper officers appointed for the enforcement of the act of Congress approved June thirtieth, one thousand nine hundred and six, known as "The Food and Drugs Act."

Violations.

Foreign guaranty.

Report to Secretary of Agriculture of the United States.

Section 9. Any person who shall violate any of the foregoing provisions of this act shall, for each offense, forfeit and pay the sum of sixty dollars, together with the costs of suit; to be recovered as debts are by law recovered, in an action to be instituted, in the name of the Commonwealth, before any alderman, magistrate, or justice of the peace, in the county wherein the

Violation.

Penalty.

Appeals.

offense shall have been committed; and no appeal shall be allowed from any judgment rendered in such case, except upon special allowance of the court of common pleas; subject to all the rules and regulations applicable to appeals from actions in summary convictions.

Disposition of fines and penalties.

Section 10. All fines and penalties imposed and recovered for violation of any of the provisions of this act shall be paid to the Dairy and Food Commissioner or his agent, and, when so collected and paid, shall thereafter be paid into the State Treasury, on or before the tenth day of the next succeeding month in which the same shall have been collected and paid.

Repeal.

Section 11. The following act of Assembly, namely, an act entitled "An act to provide against the adulteration of food, and providing for the enforcement thereof," approved the twenty-sixth day of June, one thousand eight hundred and ninety-five (Pamphlet Laws, three hundred and seventeen); all other acts and parts of acts pertaining to the said matter, covered by this act, be and the same are hereby repealed: Provided, nevertheless, That this act shall not apply to, nor in any way affect, any acts of Assembly heretofore passed regulating the manufacture, sale, and dealing in milk, cream, butter, oleomargarine, butterine, and all other substitutes for butter, oleaginous or dairy products; also acts relating to fresh meats, poultry, game, fish, cider, vinegar, and fruit syrups,—all of which acts shall remain in full force, and be enforced by the Dairy and Food Commissioner, as fully in all respects as if this act had not been passed: And provided, further, That the repeal of the acts hereinbefore specifically repealed shall not prevent the prosecution to final judgment and execution of any action now pending for violation thereof, nor to the commencement and prosecution to final judgment and execution of any action for any violation of any of said acts heretofore committed.

Proviso.**Proviso.**

APPROVED—The 1st day of June, A. D. 1907.

EDWIN S. STUART.

No. 283.

AN ACT

To repeal an act, entitled "An act to regulate the fees of the county treasurer of Northumberland county," approved the twentieth day of February, Anno Domini one thousand eight hundred sixty-seven.

**Northumberland
county.
Fees.
County treasurer.**

Section 1. Be it enacted, &c., That the act of Assembly, entitled "An act to regulate the fees of the county treasurer of Northumberland county," approved the

twentieth day of February, Anno Domini one thousand eight hundred sixty-seven, which reads as follows:—

“Section 1. Be it enacted, &c., That provisions of an act passed the eleventh day of April, one thousand eight hundred and sixty-six, regulating the fees of county treasurers of the counties Luzerne and Clearfield, be extended to the county of Northumberland,” be and the same is hereby repealed.

Act of February 20, 1867, cited for repeal.

APPROVED—The 1st day of June, A. D. 1907.

EDWIN S. STUART.

No. 284.

AN ACT

Enabling corporations, not authorized by law to hold real estate in Pennsylvania, to convey and make title to such real estate as may have been purchased and held by them prior to the passage of this act.

Section 1. Be it enacted, &c., That whenever any corporation, incorporated and existing under the laws of any other State of the United States, doing business in this State, and having therein one or more known places of business, and an authorized agent or agents upon whom process may be served, and not having the right to own and hold real estate in this Commonwealth, has heretofore acquired and is now holding the title to any real estate in this Commonwealth, such corporation is hereby authorized and empowered to make conveyance of such real estate to any citizen of the United States, or to any corporation chartered under the laws of this Commonwealth and authorized to hold real estate, and such citizen or corporation, grantee as aforesaid, shall hold and may convey such title and estate in fee, to any purchaser thereof, and such title shall be indefeasible against the Commonwealth or any person or corporation claiming the same.

Real estate.

Foreign corporation not having right to own and hold.

Conveyance of.

Holding or conveyance of title.

APPROVED—The 1st day of June, A. D. 1907.

EDWIN S. STUART.

No. 285.

AN ACT

Supplementary to an act, entitled "An act to provide for the personal registration of electors in cities of the first and second classes of this Commonwealth, to make such registration a condition of the right to vote in such cities, and to provide penalties for the violations of its provisions," approved the seventeenth day of February, Anno Domini one thousand nine hundred and six; providing for the continuance in office of the registration commissioners of consolidated cities.

Personal registra-
tion.

Consolidation.

Cities of the first
and second
classes.

Registration com-
missioners to
continue in office.

Section 1. Be it enacted, &c., That in the case of consolidation of two or more cities, under the laws of the Commonwealth, the Boards of Registration Commissioners of said cities, provided for and appointed in accordance with an act, entitled "An act to provide for the personal registration of electors in cities of the first and second classes of this Commonwealth, to make such registration a condition of the right to vote in such cities, and to provide penalties for the violations of its provisions," approved the seventeenth day of February, Anno Domini one thousand nine hundred and six, shall remain in office and continue their functions until the expiration of the term for which they were appointed, each Board of Registration Commissioners remaining in charge of the municipal territory for which it was appointed.

APPROVED—The 3d day of June, A. D. 1907.

EDWIN S. STUART.

No. 286.

AN ACT

To amend the act of February seventeenth, one thousand nine hundred and six, entitled "An act to provide for the personal registration of electors in cities of the first and second classes of this Commonwealth, to make such registration a condition of the right to vote in such cities, and to provide penalties for violations of its provisions;" by changing the days and hours of registration; providing an additional registration day for the Spring primary; providing that foreign-born citizens, unable to produce their fathers' naturalization papers, may be registered upon making affidavit; providing for the registration of citizens between the February election and the Spring primary; altering the procedure of the appointment of registrars, of appeals to the commissioners and to the courts, and providing that proper notice of each be given; providing that registered persons shall be entitled to vote, only in case they have not since registration become disqualified; enlarging the powers of the registration commissioners in certain particulars; altering the phraseology of the act so as to make it clear that electors may register at either fall or winter periods, that they may be registered by the commissioners only if ill or absent on all the registration days, and that the lists shall become of no validity at the beginning of the new registration period; providing that the lists shall be preserved for two years, that an applicant for registration, unable to write, shall make affidavit of the fact; providing that the registrars shall notify the registration commissioners of the registration of persons previously registered in the same city; and making certain verbal corrections in the language of the same.

Section 1. Be it enacted, &c., That section five of the act of February seventeenth, one thousand nine hundred and six, to which this is an amendment, which reads as follows:—

Personal registration.

"Section 5. The commissioners shall, not later than August fifteenth of each year, appoint four registrars for each election district, as herein provided. The registrars must be duly qualified electors of the said district; and shall have been residents of the city for a period of two years, and of the ward for one year, immediately preceding their appointment. They must be sober and judicious persons, of good moral character, able to read intelligently and to write legibly. Two of the registrars shall be members of the party polling the highest vote within the election district at the last preceding election, and two shall be members of the parties polling the next highest number of votes. The commissioners shall provide at all times a board of registrars, not more than two of whom shall be of the same political faith. If, therefore, it appears at any time that, by reason of a change in political affiliations or because of error in the appointment, a Board is not so divided, any ten electors of the ward may file a petition with the commissioners, setting forth the facts, and praying that one or more of the appointments may be revoked, and that other appointments may be made. The commissioners shall grant

Section 5, act of February 17, 1906, cited for amendment.

a public hearing, and, if they find the facts to be as represented, shall give the relief asked for; but no registrar shall be removed merely because his party, at an election following his appointment, has polled a less number of votes in the district than two other parties. No person who holds, or is a candidate for, a public office shall act as registrar. Two of the said registrars, *of opposing parties*, shall be designated by the commissioners to have charge of the two registers, as hereinafter provided.

“The names of four persons *suitable to be registrars* shall be suggested to the commissioners, by petitions duly filed, for each district: two by *each* of the district executive committees, if such exist, and, if not, by the ward executive committees if such exist; and, if not, by the city committee *of the two leading parties of the district*. These petitions shall be signed by five electors of the ward, and shall set forth the names, addresses, occupations, and political affiliations of the persons suggested. At least one of the signers of the petitions shall swear to the truth of the facts set forth therein. The petitions shall remain on file, open to the public inspection, at least ten days before the persons named therein shall be appointed, except in cases where a vacancy occurs in the office of registrar within ten days of a registration day. If no petitions are filed, the commissioners may appoint without regard to party. No appointment shall be made unless the person to be appointed has personally appeared before the commissioners, and has satisfied them of his qualifications; but in case of a reappointment, it shall not be necessary for the person so reappointed to be summoned. At least one week’s notice of the time and place of the examination *of suggested registrars, and of their appointment*, shall be published by the commissioners in two daily newspapers in the city. Any elector may appear, *either by person or by counsel*, and show wherein any person, so under consideration, does not possess the qualifications of a registrar. If the persons nominated are found not to be properly qualified, the commissioners may decline to appoint them; and the district executive committee, ward executive committee, or city committee shall then suggest other names, as aforesaid.

“No person shall be appointed a registrar unless the appointment is approved by three commissioners: **Provided**, That if two commissioners have concurred in approving four persons, successively, to fill one position, and the other two commissioners have concurred in objecting to said persons, the commissioners first referred to may approve four other names; and from these eight, all having been suggested by petition, the other two commissioners must select the registrar.

"The commissioners shall have power to summon any person whom they desire to interrogate. Any person so appointed a registrar must perform his duties as prescribed by this act, unless excused therefrom by the commissioners, for cause shown. The registrars shall receive a compensation of *five* dollars per day, for the time actually spent in registration," be and the same is hereby amended so as to read as follows:—

Section 5. The commissioners shall, not later than August fifteenth of each year, appoint four registrars for each election district, as herein provided. The registrars must be duly qualified electors of the said district, and shall have been residents of the city for a period of two years, and of the ward for one year, immediately preceding their appointment. They must be sober and judicious persons, of good moral character, able to read intelligently and to write legibly. Two of the registrars shall be members of the party polling the highest vote within the election district at the last preceding election, and two shall be members of the parties polling the next highest number of votes. The commissioners shall provide at all times a Board of Registrars, not more than two of whom shall be of the same political faith. If, therefore, it appears at any time that, by reason of a change in political affiliations or because of error in the appointment, a Board is not so divided, any ten electors of the ward may file a petition with the commissioners, setting forth the facts, and praying that one or more of the appointments may be revoked, and that other appointments may be made. The commissioners shall grant a public hearing, and, if they find the facts to be as represented, shall give the relief asked for; but no registrar shall be removed merely because his party, at an election following his appointment, has polled a less number of votes in the district than two other parties. No person who holds, or is a candidate for, public office shall act as registrar. Two of the said registrars, *one of whom shall be of the majority party*, shall be designated by the commissioners to have charge of the *voting check-list*, as hereinafter provided.

Appointment of registrars.

Qualifications.

Political faith.

Electors petition.

Public hearing.

Officers and candidates ineligible.

Custody of voting check-list.

Petitions for appointment of registrars.

Signers.

The names of four *qualified* persons shall be suggested to the commissioners, by petitions duly filed, for each district,—two by *the party polling the highest vote in the district at the last preceding election*, and two by *the party or parties polling the next highest number of votes*,—by the district executive committees, if such exist; and, if not, by the ward executive committees, if such exist; and, if not, by the city committees. These petitions shall be signed by five electors of the ward, and shall set forth the names, addresses, and occupations, and political affiliations of the persons suggested. At least one of the signers of the

Filing of petition.	<p>petitions shall swear to the truth of the facts set forth therein. The petitions shall remain on file, open to the public inspection, at least ten days before the person named therein shall be appointed, except in cases where a vacancy occurs in the office of registrar within ten days of a registration day. If no petitions are filed, the commissioners may appoint without regard to party; <i>and, if the persons suggested by petition are unfit, shall have power to appoint others of whom they have knowledge.</i> No appointment shall be made unless the person to be appointed has personally appeared before the commissioners, and has satisfied them of his qualifications; but in case of a reappointment, it shall not be necessary for the person so reappointed to be summoned. At least one week's notice of the time and place of the examination, <i>for each ward or election district, of those persons who have been suggested by petition, or are under consideration, for appointment as registrars in such ward or election district,</i> shall be published by the Commissioners in <i>at least</i> two daily newspapers in the city. Any elector may appear <i>in person, and first being duly sworn, and</i> show wherein any person, so under consideration, does not possess the qualifications of a registrar. If the persons nominated are found not to be properly qualified, the commissioners may decline to appoint them; and the district executive committee, ward executive committee, or city committee shall then suggest other names, as aforesaid.</p>
Notice of time and place of examinations.	
Publication.	
Protest.	
Appointments. Proviso.	<p>No person shall be appointed a registrar unless the appointment is approved by three commissioners: Provided, That if two commissioners have concurred in approving four persons, successively, to fill one position, and the other two commissioners have concurred in objecting to said persons, the commissioners first referred to may approve four other names; and from these eight, all having been suggested by petition, the other two commissioners must select the registrar.</p>
Additional names.	
Summons.	<p>The commissioners shall have power to summon any person whom they desire to interrogate, <i>and all persons testifying before said commissioners shall be first duly sworn by said commissioners.</i> Any person so appointed a registrar must perform his duties as prescribed by this act, unless excused therefrom by the commissioners, for cause shown. The registrars shall receive a compensation of <i>ten</i> dollars per day, for the time actually spent in registration.</p>
Oath.	
Compensation of registrars.	
Section 6, act of February 17, 1906, cited for amendment.	<p>Section 2. Section six of said act, which reads as follows:—</p> <p>“Section 6. The registrars of each division shall meet at the polling-place thereof on the ninth <i>Tuesday</i>, seventh Tuesday, and <i>fourth</i> Saturday preceding every November election, and on the <i>fourth</i> Saturday pre-</p>

ceding every municipal election, and shall remain in open session from *seven ante meridian to ten post meridian* of each registration day. They shall, on said days, receive personal applications from persons who claim that they are entitled to be registered. They shall have power to administer oaths, shall examine said applicants under oath, and shall record on the register the names of those whom they shall determine to be qualified, as hereinafter provided. Two weeks' notice of the registration days shall be given by the commissioners, by publication in two daily newspapers in the city, and by posting notices at the polling-places," be and the same is hereby amended so as to read as follows:—

Section 6. The registrars of each division shall meet at the polling-place thereof on the ninth *Thursday*, seventh Tuesday, and *fifth* Saturday preceding every November election, and on the *fifth* Saturday preceding every municipal election, *and on the day of the Spring primary*, and shall remain in open session from *seven ante meridian to ten ante meridian, and from four post meridian to ten post meridian*, of each registration day. They shall, on said days, receive personal applications from persons who claim that they are entitled to be registered. They shall have power to administer oaths, shall examine said applicants under oath, and shall record on the register the names of those whom they shall determine to be qualified, as hereinafter provided. Two weeks' notice of the registration days shall be given by the commissioners, by publication in two daily newspapers in the city, and by posting notices at the polling-places. *Electors who did not register at fall registration may register at winter or spring registration, and the lists shall become of no validity at the beginning of the period of fall registration next succeeding that at which the registers were opened. The old registers shall be preserved by the commissioners for at least two years after the year in which they are in use.*

Registration days.

Powers of registrars.

Notice of registration days.

Preservation of registers.

Section 3. Section seven of said act, which reads as follows:—

"Section 7. Every person claiming the right to vote must appear in person before the registrars, in the district in which he lives, *prior to every general election*, and answer the questions put to him by them. These answers must be recorded, on a single line, in two registers, which shall have the following form. The size and character of the said register shall be determined by the Secretary of the Commonwealth, and the form thereof shall be furnished by the said Secretary to the respective *county* commissioners:—

Section 7, act of February 17, 1906, cited for amendment.

Surname	Christian Name	Occupation	Present Residence					
			Street and Number	Lodger Lessee or Owner	Room or Floor occupied			
.....	
1	2	3	4	5	6			

Length of Residence	Place of Residence at time of Last Registration							Place of Birth	Naturalization Papers produced, Yes or No	Tax Receipts produced, Yes or No
.....
7	8	9	10	11	12	13	14	15		

No of Affidavit of loss, if taken. If under 22 years of age, write "age"	Personal Description				Signature at time of Registration or of Voting	
	Color	Approximate Age	Tall, Short or Medium	Approximate Weight		
16	17	18	19	20	21	
Voted						
If Challenged, No. of Challenge Affidavit		November Election	January Primary	February Election	June Primary	Special Elections
22	23	24	25	26	27	

“Immediately above the form shall be printed the following instructions: The applicant must be sworn or affirmed that the information given by him in reference to his right to be registered shall be the truth. Any wilful false statement constitutes perjury, and is punishable as such.

“Every register shall be indexed alphabetically from A to Z. The answers of the applicants shall be recorded, in their presence, in both registers, in the following manner: In the first column shall be entered the surname of the applicant, in the order of his appearance at the polling-place, on the page bearing the index letter of his surname; in the second column shall be entered his Christian name or names; in the third column, his occupation; in the fourth column, the street and number of his residence; in the fifth and sixth columns, whether he is a lodger, lessee, or owner, and, if he is a lodger or is lessee of a portion only of a house, the location or number of the room or floor which he occupies; in the seventh and eighth columns shall be entered the length of his residence in the State and district, respectively, in the ninth, tenth, eleventh, and twelfth columns, the location of the house from which he last registered, giving State, city, street, and number, respectively, and the year in which he so registered; in the thirteenth column, the State or territory of the United States, or the foreign country, where he was born; in the fourteenth column, whether, being foreign born, he produces naturalization papers; in the fifteenth and *sixteenth* columns, the manner in which he complies with the law relating to the payment of taxes as a qualification of the right to vote, whether by the production of his receipt or by making affidavit; if the applicant is less than twenty-two years of age, the word “age” shall be recorded in said column; in the *seventeenth*, eighteenth, nineteenth, and twentieth columns, his personal description, designating whether white or colored, his approximate age, height, and weight; in the *twenty-first* column, in the register marked “check-list,” he shall be required to sign his name, if able to write; if he alleges inability to write, a record of the fact shall be made in the same column; and unless *his inability* is due to some apparent physical infirmity, he shall be required to *further establish his identity by answering the questions of the “challenge affidavit,” described in the following section*; in the *twenty-first* column, in the register marked “ballot check list,” he shall, if challenged on election day, be required to sign his name; in the *twenty-second* column shall be entered the number of the challenge affidavit of every person who is required to take said affidavit; in the *twenty-third*, twenty-fourth, twenty-fifth, twenty-sixth, and twenty-seventh

columns, the election officers shall record, in one register, the obtaining of the ballot, and, in the other, the casting of the vote of the registered elector at the general, municipal, primary, or special elections, as hereinafter provided, or as may hereafter be provided by law," be and the same is hereby amended so as to read as follows:—

Section 7. Every person claiming the right to vote must appear in person before the registrars, in the district in which he lives, *on one of the days prescribed by law*, and answer the questions put to him by them. These answers must be recorded, on a single line, in two registers, which shall have the following form. **Registers.** The size and character of the said register shall be determined by the Secretary of the Commonwealth, and the form thereof shall be furnished by the said **Form.** Secretary to the respective commissioners:

Surname		Christian Name	Occupation	Present Residence				
				Street and Number	Lodger, Lessee, or Owner	Room or Floor occupied		
.....		
1		2	3	4	5	6		

Length of Residence		Place of Residence at time of Last Registration				Place of Birth	Naturalization Papers produced, Yes or No	No. of affidavit of father, if taken	Tax Receipts produced, Yes or No
In State	In District	State	City	Street and Number					
.....
7	8	9	10	11	12	13	14	15	16

No. of Affidavit of loss, if taken. If under 22 years of age, write "age"	Personal Description				Signature at time of Registration or of Voting			
	Color	Approximate Age	Tall, Short or Medium	Approximate Weight				
	17	18	19	20	21	22		
VOTED								
These columns are for use at election and are not to be filled in by Registrars.								
		If challenged, No. of Challenge	Affidavit.	November Election	Winter Primary	February Election	Spring Primary	Special Elections
		23	24	25	26	27	28	

Instruction on
form.

Perjury.

Manner of regis-
tering answers.

Immediately above the form shall be printed the following instructions: The applicant must be sworn or affirmed that the information given by him in reference to his right to be registered shall be the truth. Any wilful false statement constitutes perjury, and is punishable as such.

Every register shall be indexed alphabetically from A to Z. The answers of the applicants shall be recorded, in their presence, in both registers, in the following manner: In the first column shall be entered the surname of the applicant, in the order of his appearance at the polling-place, on the page bearing the index letter of his surname; in the second column shall be entered his Christian name or names; in the third column, his occupation; in the fourth column, the street and number of his residence; in the fifth and sixth columns, whether he is a lodger, lessee, or owner, and, if he is a lodger or is lessee of a portion only of a house, the location or number of the room or floor which he occupies; in the seventh and eighth columns shall be entered the length of his residence in the State and district, respectively; in the ninth, tenth, eleventh, and twelfth columns, the location of the house from which he last registered, giving State, city, street, and number, respectively, and the year in which he is so registered; in the thirteenth column, the State or territory of the United States, or the foreign country, where he was born; in the fourteenth column, whether, being foreign born, he produces his naturalization papers; *in the fifteenth column, the number of the affidavit of naturalization of his father, if taken; in the sixteenth and seventeenth columns, the manner in which he complies with the law relating to the payment of taxes as a qualification of the right to vote, whether by the production of his receipt or by making affidavit; if the applicant is less than twenty-two years of age, the word "age" shall be recorded in said column; in the eighteenth, nineteenth, twentieth, and twenty-first columns, his personal description, designating whether white or colored, his approximate age, height, and weight; in the twenty-second column, in the register marked "voting check-list," he shall be required to sign his name, if able to write; if he alleges inability to write, a record of the fact shall be made in the same column; and unless due to some apparent physical infirmity, he shall be required to make affidavit of his inability to write; in the twenty-second column in the register marked "ballot check list," he shall, if challenged on election day, be required to sign his name; in the twenty-third column shall be entered the number of the challenge affidavit of every person who is required to take said affidavit; in the twenty-fourth, twenty-fifth, twenty-sixth, twenty-seventh, and twenty-*

eighth columns the election officers shall record, in one register, the obtaining of the ballot, and, in the other, the casting of the vote of the registered elector at the general, municipal, primary, or special elections, as hereinafter provided, or as may hereafter be provided by law.

Section 4. Section nine of said act, which reads as follows:—

“Section 9. Any person claiming the right to register may be challenged by a registrar or by any elector of the election district *in which the election district is located*. Any person so challenged shall answer the questions of the challenge affidavit, as herein specified; and after his answers have been recorded, he shall sign, if able to write, and swear to their truth. He shall also make affidavit, at the same time, to the truth of his answers as recorded in the register, if able to read, and which he shall be deemed to have examined or have had the same read to him. The affidavits of all persons so registered shall, at the close of each day of registration, be numbered and filed. The challenge affidavit shall be in the following form:—

Section 9, act of February 17, 1906, cited for amendment.

Number
 Election Division, Ward.

City of }
 State of Pennsylvania, } ss: .
 County of }

What is your full name?

Are you married or single?

If married, where does your family reside?

.....

If single, where do your parents reside?

.....

Where did you actually reside immediately prior to taking up your present residence?

.....

Give your residences for last four months?

.....

What is the name of your present employer?

.....

Where is his place of business?

.....

What is the name of your last employer?

.....

Where is or was his place of business?

.....

Have you read the information given by you, as recorded in the register?

I, the undersigned, do solemnly swear (or affirm) that I have read the information recorded opposite my name in the register of the Division of the Ward, on page, and that

said information, as well as that recorded in this affidavit, is the truth.

..... and subscribed
this day of, 19....
(Signature of Applicant.)

.....
Registrar.

Registrars' Description of Applicant.

Distinguishing marks,
Other peculiarities,
Color of hair,
.....
.....
.....
.....
Registrars.

“The challenged applicant shall produce such further proof as the law requires challenged persons to produce on election day, and it shall be the duty of the registrars to require it before permitting him to be registered. All persons claiming the right to vote by reason of naturalization shall be required to produce the proper naturalization papers, or a certified copy thereof, before they shall be registered; but no such person shall be required to produce his papers a second time in the same district, unless he is challenged. Whenever the applicant is rejected, after a portion of the record has been filled in, a line shall be drawn through the record already made, and the registrar shall note on said line the reason for the rejection, and shall add his initials thereto. All affidavits and vouchers shall be executed in duplicate, one being delivered into the custody of each registrar who has charge of the registers,” be and the same is hereby amended so as to read as follows:—

Challenges.

Section 9. Any person claiming the right to register may be challenged by a registrar, or by any *qualified* elector of the election district. Any person so challenged shall answer the questions of the challenge affidavit, as herein specified; and after his answers have been recorded, he shall sign, if able to write, and swear to their truth. He shall also make affidavit, at the same time, to the truth of his answers as recorded in the register, if able to read, and which he shall be deemed to have examined or have had the same read to him. The affidavits of all persons so registered shall, at the close of each day of registration, be numbered and filed. The challenge affidavit shall be in the following form:—

No.

..... Election Division, Ward.

City of
State of Pennsylvania,
County of } ss:

What is your full name?

Are you married or single?

If married, where does your family reside?

.....

If single, where do your parents reside?

.....

Where did you actually reside immediately prior to
taking up your present residence?

.....

Give your residences for last four months?

.....

What is the name of your present employer?

.....

Where is his place of business?

.....

What is the name of your last employer?

.....

Where is, or was, his place of business?

.....

Have you read the information given by you as re-
corded in the register?

I, the undersigned, do solemnly swear or (affirm)
that I have read the information recorded opposite my
name in the register of the Division
of the Ward, on page....., and that
said information, as well as that recorded in this affi-
davit, is the truth.

.....and subscribed

this day of, 19....

(Signature of Applicant.)

.....

Registrar.

Registrars' Description of Applicant.

Distinguishing marks,

Other peculiarities,

Color of hair,

.....

.....

.....

.....

Registrars.

The challenged applicant shall produce such further proof as the law requires challenged persons to produce on election day, and it shall be the duty of the registrars to require it before permitting him to be registered. All persons claiming the right to vote

Further proof.

Naturalization
papers.

Proviso.

Affidavit and
vouchers.

Section 10, act of
February 17, 1906,
cited for amend-
ment.

Striking of
names from list.

by reason of naturalization shall be required to produce the proper naturalization papers, or a certified copy thereof, before they shall be registered; but no such person shall be required to produce his papers a second time in the same district, unless he is challenged: *Provided, That any person claiming citizenship by reason of the naturalization of his father, may be registered either by the production of his father's papers or a certified copy thereof, or by making affidavit that his father was naturalized at a time when he, the applicant, was less than twenty-one years of age, and that he is unable to produce his father's papers.* Whenever the applicant is rejected, after a portion of the record has been filled in, a line shall be drawn through the record already made, and the registrar shall note on said line the reason for the rejection, and shall add his initials thereto. All affidavits and vouchers shall be executed in duplicate, one being delivered into the custody of each registrar who has charge of the registers.

Section 5. Section ten of said act, which reads as follows:—

“Section 10. On the registration day preceding the February election the registrars shall, in addition to the registration of electors, strike from the list the names of such persons as shall be proven, to their satisfaction, by the affidavits of at least two qualified electors of the ward, to have died, or removed from the district, since the last registration. Thereafter, upon the return of the registers to the office of the commissioners, it shall be their duty to examine the same, and whenever registered persons have given as their last place of registration another election district in the same city, to strike said name from the register of said district of prior residence, and to note thereon the reason for so removing the name. At any time between the November election and the next registration day any registered elector who has removed from one election district to another in the same city, sixty days prior to the February election, may apply at the office of the commissioners and have the registry of his name transferred from the district from which he has removed to the one in which he has taken up his new residence. It shall be the duty of the commissioners, upon satisfactory proof of the elector's identity to strike his name from the register in the district from which he has removed, to examine him in the regular way as to his qualifications, and, if his answers are satisfactory, to register him in the district to which he has removed,” be and the same is hereby amended so as to read as follows:—

Section 10. On the registration day preceding the February election the registrars shall, in addition to

the registration of electors, strike from the list the names of such persons as shall be proven, to their satisfaction, by the affidavits of at least two qualified electors of the ward, to have died, or removed from the district, since the last registration. *The registrars shall record, on blank forms provided for that purpose, the names and previous places of registration, giving wards and districts, of all persons registered by them on said day, who give, as such place of previous registration, a place in the same city, and shall forward the same to the commissioners for their information.* Thereafter, upon the return of the registers to the office of the commissioners, it shall be their duty to examine the same, and, wherever registered persons have given as their last place of registration another election district in the same city, to strike said name from the register of said district of prior residence, and to note thereon the reason for so removing the name. At any time between the November election and the next registration day, *or between the February election and the tenth day prior to the Spring primary*, any registered elector who has removed from one election district to another in the same city, sixty days prior to the February election, *or sixty days prior to the Spring primary*, may apply at the office of the commissioners and have the registry of his name transferred from the district from which he has removed to the one in which he has taken up his new residence. It shall be the duty of the commissioners, upon satisfactory proof of the elector's identity, to strike his name from the register in the district from which he has removed, to examine him in the regular way as to his qualifications, and, if his answers are satisfactory, to register him in the district to which he has removed.

Transfer of names.

Duty of commissioners.

Section 6. Section fifteen of said act, which reads as follows:—

“Section 15. If any citizen shall object to the action of the registrars in accepting or rejecting any claim for registration, he may file his petition with the commissioners, setting forth the ground of his complaint. If the complaint is to the acceptance of a claim, notice to the claimant shall be given by leaving a written or printed notice at his place of residence, as given by him to the registrar and recorded in the register. When such petitions are filed the commissioners shall fix a time and place for hearing them, sufficiently in advance of the election to enable the same to be heard and disposed of prior thereto, and to have a review thereof by the courts. Such hearing shall be public, before the commissioners, and the register of voters may be amended, either by the insertion of a new name or the cancellation of a name already on the register, or otherwise, as the commissioners may order. The

Section 15, act of February 17, 1906, cited for amendment.

commissioners may enforce their orders as herein provided, or may make the amendments themselves or by their clerks. All such applications for correcting the register must be made not later than *ten* days prior to an election.

"The applicant, or any elector who is not satisfied with the decision of the commissioners, may petition the court of common pleas, setting forth the reasons why he feels that injustice has been done, and thereupon the said court of common pleas may, in its discretion, allow an appeal to it from the decision of the commissioners. And the said court, after a public hearing, may reverse, affirm, or alter the decision of the commissioners. Said appeals must be *made* not later than *five* days preceding an election.

"Any qualified elector who was too ill to appear at the polling-place on any of the registration days, who was unavoidably absent from the county on said days, may present his petition to the commissioners any time, up to two weeks before the general election, setting forth the facts of his illness or unavoidable absence, and setting forth in detail the information required to be recorded in the register, and praying that his name may be added to the register in the proper division. After this petition shall have remained in the office of the commissioners, open to public inspection, for at least *five* days, a hearing shall be granted; the petitioner shall personally appear and if the facts are proven, to the satisfaction of the commissioners, to be as reported, they shall order the name of the petitioner to be inserted on the register in the proper place. This hearing shall be public; and any qualified elector shall have the right to challenge and to require proper proof of identity *or the signing of the challenge affidavit*, and in the case of registry before the registrars. If any person is not satisfied with the decision of the commissioners, he may appeal to the court of common pleas, as in other cases," be and the same is hereby amended so as to read as follows:—

Complaints.

Section 15. If any citizen shall object to the action of the registrars in accepting or rejecting any claim for registration, he may file his petition, *duly sworn to by said citizen*, with the commissioners, setting forth the ground of his complaint. If the complaint is to the acceptance of a claim, notice to the claimant shall be given by leaving a written or printed notice at his place of residence, as given by him to the registrar and recorded in the register. When such petitions are filed the commissioners shall fix a time and place for hearing them, sufficiently in advance of the election to enable the same to be heard and disposed of prior thereto, and to have a review thereof by the courts. Such hearing shall be public, before the commission-

Hearing.

ers, and the register of voters may be amended, either by the insertion of a new name or the cancellation of a name already on the register, or otherwise, as the commissioners may order. The commissioners may enforce their orders as herein provided, or may make the amendments themselves or by their clerks. All such applications for correcting the register must be made not later than *fifteen* days prior to an election.

Amendment
of register.

The applicant, or any elector who is not satisfied with the decision of the commissioners, may petition the court of common pleas, setting forth the reason why he feels that injustice has been done, and thereupon the said court of common pleas may, in its discretion, allow an appeal to it from the decision of the commissioners. The said court *may then fix a day for a public hearing, of which notice shall be served by the petitioner upon the commissioners and upon the person or his attorney who opposed his contention before the commissioners, together with a copy of the petition, at least five days before such public hearing may take place, proof of which must be exhibited to the court.* The said court, after such public hearing, may reverse, affirm, or alter the decision of the commissioners. Said *petitions for appeals* must be filed not later than *ten* days preceding an election.

Petition.

Appeal.

Hearing.

Service of notice
on commission-
ers, etc.

Any qualified elector who was too ill to appear at the polling-place on *all* of the registration days, or who was unavoidably absent from the county on *all* of said days, may present his petition to the commissioners at any time, up to two weeks before the general election, setting forth the facts of his illness or unavoidable absence, and setting forth in detail the information required to be recorded in the register, and praying that his name may be added to the register in the proper division. After this petition shall have remained in the office of the commissioners, open to public inspection, for at least *two* days, a hearing shall be granted; the petitioner shall personally appear, and if the facts are proven, to the satisfaction of the commissioners, to be as reported, they shall order the name of the petitioner to be inserted on the register in the proper place. This hearing shall be public; and any qualified elector shall have the right to challenge and to require proper proof of identity, as in the case of registry before the registrars. If any person is not satisfied with the decision of the commissioners, he may appeal to the court of common pleas, as in other cases. *The commissioners shall also have power to investigate, on their own motion, any irregularities in registration, and shall have power to summon witnesses, to examine them under oath, and to require the production of the books and papers of the registrars.*

Illness or ab-
sence of elector.

Petition.

Order.

Challenge.

Appeal.

Investigation by
commissioners.

Section 7. Section sixteen of said act, which reads as follows:—

Section 16, act of February 17, 1906, cited for amendment.

“Section 16. The two registrars designated to keep the two registers shall obtain at the office of the county commissioners the blank books, forms, and other supplies prepared for their use, before the first registration day, and shall have the same at the polling-place on said day. On registration days, and during the time from one such day to another, until the close of the registration period, the *two* said registrars shall have the custody and control, and shall be charged with the safe-keeping, of the registers in which they have made entries, together with all affidavits, forms, et cetera, which have been taken in duplicate, as hereinbefore provided. During the same periods, the other two registrars shall be charged with the safe-keeping of the street lists which are in course of preparation by them. At the close of the registration, and before twelve o'clock noon of the following day, the two registrars who have been charged with the keeping of the registers shall deliver the same, together with one street list, all affidavits, vouchers, unused forms, et cetera, to the registration commissioners, at such place as may be designated by them. The said papers and books shall remain on file at a place designated by the commissioners, open to public inspection, under proper regulations for their safe-keeping; subject, however, to the further provisions of this act. *On the Saturday or Monday prior to the fourth Tuesday preceding the February election, the said two registrars shall obtain from said office, each, the register kept by him, together with a sufficient number of blank forms and other supplies, and shall have the same at the polling-place for use on the registration day; and, as before, shall be charged with the safe-keeping and return of said records and of one street list before noon of the day following the registration day.*

“The county commissioners of each county, upon proper vouchers, shall provide for the payment of the commissioners, registrars, and other officers or clerks provided by this act. They shall *provide such clerical assistance for the commissioners as may be reasonably necessary*, and shall furnish proper rooms for the accommodation of *themselves* and their records. They shall also, at the direction of the commissioners, prepare and have printed, at the expense of the county, all the registers, street lists, affidavits, blanks, blank books, and stationery required by the provisions of this act, or which are reasonably necessary to carry out its provisions, and shall provide for their proper distribution to the commissioners and their registrars. It shall also be their duty to see that the polling-places are open and in proper order for the use of the registrars.

They shall also deliver the two registers to the election officers, in the manner in which they are or may be required to deliver other election materials for use on election day," be and the same is hereby amended so as to read as follows:—

Section 16. The two registrars designated to keep the two registers shall obtain, at the office of the commissioners, the blank books, forms, and other supplies prepared for their use, before the first registration day in the fall, and before the winter and spring registration days, and shall have the same at the polling-place on said days. On registration days, and during the time from one such day to another, until the close of the fall registration period, the said registrars shall have the custody and control, and shall be charged with the safe-keeping of, the registers in which they have made entries, together with all affidavits, forms, et cetera, which have been taken in duplicate, as hereinbefore provided. During the same periods, the other two registrars shall be charged with the safe-keeping of the street lists which are in course of preparation by them. At the close of the registration, and before twelve o'clock noon on the following day, the two registrars who have been charged with the keeping of the registers shall deliver the same, together with one street list, all affidavits, vouchers, unused forms, et cetera, to the registration commissioners, at such place as may be designated by them. The said papers and books shall remain on file at a place designated by the commissioners, open to public inspection, under proper regulations for their safe-keeping; subject, however, to the further provisions of this act. *The registration commissioners shall have power to appoint a chief clerk, and fix his compensation, at a sum not exceeding two thousand five hundred dollars per annum; a stenographer, who shall act as clerk, at a compensation not exceeding twelve hundred dollars per annum; and not more than fifteen clerks, for such time as may be necessary, at a compensation not exceeding three dollars per diem, for the time actually employed; and an attorney, whose compensation shall not exceed two thousand dollars per annum.*

The county commissioners of each county, upon proper vouchers, shall provide for the payment of the commissioners, counsel, registrars, and other officers or clerks provided by this act. They shall furnish proper rooms for the accommodation of the commissioners and their records. They shall also, at the direction of the commissioners, prepare and have printed, at the expense of the county, all the registers, street lists, affidavits, blanks, blank books, and stationery required by the provisions of this act, or which, in the judgment of the commissioners, are reasonably necessary to carry

Books, forms,
and supplies.

Custody and control of registers, etc.

Custody of street lists.

Delivery of registers, etc., to commissioners.

Shall remain on file.

Chief clerk, stenographer, and clerks.

Compensation.

Attorney.

Compensation of commissioners, counsel, registrars, etc.

Rooms.

Printing and delivery of registers, blanks, etc.

Polling-places.

out its provisions, and shall provide for their proper distribution to the commissioners and their registrars. It shall also be their duty to see that the polling-places are open and in proper order for the use of the registrars. They shall also deliver the two registers to the election officers, in the manner in which they are or may be required to deliver other election materials for use on election day.

Section 8. Section seventeen of said act, which reads as follows:—

Section 17, act of February 17, 1906, cited for amendment.

“Section 17. Any person whose name is on the register shall be entitled to vote at any general, special, or municipal election, unless it shall be shown to the satisfaction of the election officers *that he is no longer a resident of the election district in which he is registered*: Provided, That if a special election shall intervene between registration day and the next general or municipal election, the presence of the name of an elector on the list shall only be prima facie evidence of his right to vote. If his name is not registered he shall not be entitled to vote at any election. Before receiving his ballot every voter shall satisfy the election officers of his identity, and, if challenged, by signing his name in the place provided for that purpose, if able to do so, and by the production of such other evidence as is or may be required by law.

“The two registers shall be used at elections, by the election officers, in the place of the ballot check list, and the voting check list. One of the said registers shall be marked “Ballot check list,” and the other shall be marked “Voting check list.” After the polls are closed the names checked as having voted, in the said two registers, shall be immediately counted, and the result announced before the ballot-box is opened. The two registers shall *then* be immediately sealed up in an envelope, and shall be returned to the custody of the commissioners when the ballot-box and the other election returns are delivered to the proper officers,” he and the same is hereby amended so as to read as follows:—

Right of franchise.

Proviso.

Duty of voters.

Section 17. Any person whose name is on the register shall be entitled to vote at any general, special, *primary*, or municipal election, unless it shall be shown to the satisfaction of the election officers *that he has become disqualified since registration*: Provided, That if a special election shall intervene between registration day and the next general or municipal election, the presence of the name of an elector on the list shall only be prima facie evidence of his right to vote. If his name is not registered he shall not be entitled to vote at any election. Before receiving his ballot every voter shall satisfy the election officers of his identity, and, if challenged, by signing his name in the place provided

for that purpose, if able to do so, and by the production of such other evidence as is or may be required by law.

The two registers shall be used at elections, by the election officers, in the place of the ballot check list and the voting check list. One of the said registers shall be marked "Ballot check list" and the other shall be marked "Voting check list." After the polls are closed the names checked as having voted, in the said two registers, shall be immediately counted, and the result announced before the ballot-box is opened. The two registers shall be immediately sealed in an envelope, and shall be returned to the custody of the commissioners when the ballot-box and other election returns are delivered to the proper officers.

Use of registers.

Ballot check list.

Voting check list.

Counting of vote, etc.

APPROVED—The 3d day of June, A. D. 1907.

EDWIN S. STUART.

No. 287.

AN ACT

Requiring that all water, gas, or electric light corporations, before entering upon or occupying any public street or highway in any township of the first class of this Commonwealth, shall first make application to the proper authorities of such township of the first class and obtain its consent to such entry or occupancy.

Section 1. Be it enacted &c., That no water company, gas company, or electric light company shall enter upon or occupy, in any manner whatever, any street or highway within any township of the first class of this Commonwealth, without first making application, in writing, to the proper authorities of such township of the first class, and obtaining its consent or permission, which shall be given by ordinance only, and upon such conditions, stipulations, and regulations as the municipal authorities may deem proper.

Water, gas and electric light companies.

Streets and highways.

Townships of the first class.

Ordinance.

APPROVED—The 6th day of June, A. D. 1907.

EDWIN S. STUART.

No. 288.

AN ACT

To authorize all State hospitals for injured persons, and all hospitals for the care and treatment of the insane, in whole or in part maintained by State aid, to acquire lands for hospital purposes; and to take waters, streams, lands, property, and materials for purposes of supplying said hospitals with pure water for hospital purposes; prescribing the manner in which said lands, streams, property, and materials may be taken, and the manner of compensating the owners thereof for such taking.

Section 1. Be it enacted, &c., That when the board of trustees of any State hospital for injured persons,

Hospitals.

Acquirement of
lands and waters.

Authority given
trustees and di-
rectors.

Eminent domain.

Waterworks.

Proviso.

Permit from De-
partment of
Health.

Entry upon lands,
etc.

Security for
damages.

or directors of any incorporated district having a hospital for the care and treatment of the insane, supported in whole or in part by this Commonwealth, shall desire more land for the erection of necessary buildings or other necessary hospital uses and purposes, or shall desire a supply of pure water for hospital purposes, and shall be unable to procure the same by purchase from the owner or owners thereof, it shall and may be lawful for said board of trustees or directors of such district, by themselves, their engineers, surveyors, agents, artisans, and workmen, to survey, ascertain, locate, fix, mark, determine, enter upon, occupy, and use such lands, waters, streams, property, and materials as said board of trustees or directors may deem necessary for the purpose of supplying said hospitals with an adequate supply of pure water, and for other hospital purposes.

And said board shall have power to provide, erect, and maintain all works and machinery necessary or proper for raising and introducing into said hospitals and grounds a sufficient supply of pure water; and for that purpose may provide, erect, and maintain all proper buildings, systems, reservoirs, pipes, and conduits for the reception and conveyance of water: Provided, That no waters shall be condemned and appropriated under the provisions of this act, nor any water system, reservoir, pipe, or conduit be constructed or maintained, until a permit for the condemnation and appropriation of such waters, or the construction or maintenance of such water system, reservoir, pipe, or conduit, shall have been procured from the Department of Health and the Water Supply Commission of Pennsylvania: And provided further, That nothing in this act contained shall be construed to relieve any hospital from the operation of the provisions of the act of April twenty-two, nineteen hundred and five.

And said board is hereby authorized and empowered, by themselves, their agents, engineers, and workmen, and with their tools, carts, wagons, beasts of draft or burden, to enter upon such lands and enclosures, streets, lanes and alleys, roads, highways and bridges, as may be necessary to occupy, or to obtain materials for the construction of said works, and to occupy, ditch, and lay pipes through the same, and the same from time to time to repair; subject to such regulations in regard to streets, lanes, and alleys, roads and other highways, as the councils of any borough, town, city, or district may adopt in regard to grades, or for the protection and convenience of public travel over the same.

And for all damages done or suffered, or which shall accrue to the owner or owners of such lands, streams, property, and materials, by reason of the taking of the

same as aforesaid, the State or incorporated district, as the case may be, shall be security.

And if the said board of trustees or directors cannot agree with the owner or owners of any such waters, streams, land, or materials for the compensation proper for the damage done, or likely to be done to or sustained by, any such owner or owners of such water, streams, land, or materials, which such board of trustees or directors may enter upon, use, or take away, in pursuance of the authority herein given; or, by reason of the absence or legal incapacity of any such owner or owners, no such compensation can be agreed upon, the court of common pleas of the proper county, on application thereto by petition, either by said board of trustees or directors, through their president and secretary, or by the owner or owners, or any one in behalf of either, shall appoint five discreet freeholders as viewers, at least three of whom shall be residents of the county in which said property is situate, fixing a time, not less than ten nor more than twenty days thereafter, for said viewers to meet at or upon the premises, where the damages are alleged to be sustained or the property taken, of which time and place five days' notice shall be given by the petitioner to the said viewers and the other party. And the said viewers, or any three of them, having been first duly sworn or affirmed faithfully, justly, and impartially to decide and true report to make concerning all matters and things to be submitted to them, and in relation to which they are authorized to inquire in pursuance of the provisions of this act, and having viewed the premises, they shall estimate and determine the quantity, quality, and value of said lands, streams, water, or property so taken or occupied, or to be taken or occupied, or the materials secured or taken away, as the case may be; and having a due regard to, and making a just allowance for, the advantages which may have resulted, or which may seem likely to result, to the owner or owners of said streams, lands, or materials in consequence of the making of the improvements or conducting the operations of such board of trustees or directors, or of the construction of works for which property is to be taken; and after having made a fair and just comparison of said advantages and disadvantages, they shall estimate and determine what amount of damages, if any, has been or may be sustained, and to whom payable, and make report thereof to the said court; and if any damages be awarded, and the report be confirmed by the said court, judgment shall be entered thereon.

In case parties cannot agree.

Petition.

Viewers.

Meeting.

Estimate.

Report.

And upon the report of the said viewers, or any three of them, being filed in said court, either party, within thirty days thereafter, may file his, her, or

Appeal.**Trial.**

their appeal from said report to said court. And after such appeal, either party may put the cause at issue, in the form directed by said court, and the same shall then be tried by said court and a jury; and after final judgment, either party may have an appeal to the Supreme or Superior Court, in the manner prescribed in other cases. The said court shall have power to order what notices shall be given in connection with any part of the proceedings, and make all such rules connected with the same as may be deemed requisite. If any exceptions be filed, with any appeal, to the proceedings, they shall be speedily disposed of, and, if allowed, a new view shall be ordered, and, if disallowed, the appeal shall proceed as before prescribed.

**Disputed titles,
etc.**

Section 2. That if, pending said proceedings, it shall be made to appear, by affidavit or otherwise, to the satisfaction of said court, that the title to the said lands, streams, waters, and materials is disputed, doubtful, or defective, or that any party in interest is absent, covert, not of full age, or for any other cause incapable to act, it shall be lawful for said court to make all needful orders to effect the purposes of this act, and to direct the damages and costs to be paid into court for the benefit of the parties who may be found entitled thereto.

Definitions.

Section 3. For the purposes mentioned in this act. "State Hospitals" shall be construed as hospitals wherein the Commonwealth of Pennsylvania, by its Governor, appoints the entire board of trustees, and "Incorporated Districts" shall be construed to mean such districts as exist under the laws of this Commonwealth, having a hospital for the care and treatment of the insane, and receiving State aid.

APPROVED—The 6th day of June, A. D. 1907.

EDWIN S. STUART.

No. 289.

AN ACT

To amend section thirteen of the act, entitled "An act to regulate the publication, binding, and distribution of the public documents of this Commonwealth, increasing the number of fire and marine reports of the Insurance Commissioner."

Public documents.

Section 1. Be it enacted, &c., That the thirteenth section of the act, entitled "To regulate the publication, binding, and distribution of the public documents of this Commonwealth, approved the seventeenth day of April, Anno Domini one thousand nine hundred and five, which reads as follows:—

"Section 13. Be it enacted, &c., That three thousand *one* hundred copies of the report of the Insurance Commissioner on fire and marine insurance: five hundred for the Senate, one thousand for the House, *one thousand two hundred* for the Insurance Commissioner, fifty for the Governor, fifty for the Secretary of the Commonwealth, and three hundred for the State Librarian," be and the same is hereby amended so as to read as follows:—

Section 13, act of April 17, 1905, cited for amendment.

Section 13. Be it enacted, &c., That three thousand *nine* hundred copies of the report of the Insurance Commissioner on fire and marine: five hundred for the Senate, one thousand for the House, *two thousand* for the Insurance Commissioner, fifty for the Governor, fifty for the Secretary of the Commonwealth, and three hundred for the State Librarian.

Insurance Commissioner.

Fire and Marine Reports.

APPROVED—The 6th day of June, A. D. 1907.

EDWIN S. STUART.

No. 290,

AN ACT

To provide for the establishment and maintenance of free public libraries, on a permanent basis, in all municipalities throughout the Commonwealth of Pennsylvania,—except in cities of first, second, and third class,—townships and counties, in same manner as is now provided in case of boroughs.

Section 1. Be it enacted, &c., That for the purpose of establishing and maintaining free public libraries, on a permanent basis, throughout this Commonwealth, authority is hereby given to the town councils of all municipalities,—except cities of the first, second, and third class, townships and counties,—that is now conferred upon town councils of the boroughs of this State, to make appropriation or appropriations for, or in aid of, the establishment or maintenance, or either, of a free public library or libraries, now incorporated or that may hereafter be incorporated, for the use of the residents within any of said municipalities; upon condition that the municipal authorities shall be represented, to the satisfaction of said councils, in the management of such library or libraries.

Municipalities.

Free public libraries.

Authority conferred on town councils.

Condition.

Section 2. Said councils may appropriate annually, from the taxes levied and collected for municipal purposes, for the establishment and maintenance of such library or libraries, not to exceed one mill on the dollar on all taxable property in such municipality.

Section 3. All acts or parts of acts inconsistent herewith be and the same are hereby repealed.

APPROVED—The 6th day of June, A. D. 1907.

EDWIN S. STUART.

No. 291.

AN ACT

Making it lawful to expose for sale and to sell in all markets, public or private, in this Commonwealth, the domesticated rabbit, otherwise known as the Belgian hare.

Rabbit, domesticated, or Belgian hare.

Lawful to expose for sale and to sell.

Season.

Repeal.

Section 1. Be it enacted, &c., That from and after the passage of this act, it shall be lawful to expose for sale and to sell in any markets, public or private, within this Commonwealth, the domesticated rabbit, otherwise known as the Belgian hare, from the first day of October to the fifteenth day of April, of each and any year.

Section 2. All acts or parts of acts inconsistent herewith are hereby repealed.

APPROVED--The 6th day of June, A. D. 1907.

EDWIN S. STUART.

No. 292.

AN ACT

To amend sections five, nine, fifteen, nineteen, twenty, and twenty-five of an act, entitled "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania, by means of certificates of births and deaths, and burial or removal permits; requiring prompt returns to the Central Bureau of Vital Statistics at the capital of the State, as required to be established by the State Board of Health; and to insure the thorough organization and efficiency of the registration of vital statistics throughout the State, as provided in section seven of 'An act to establish a State Board of Health for the better protection of life and health, and to prevent the spread of contagious and infectious diseases in this Commonwealth;' approved June third, eighteen hundred and eighty-five; and making an appropriation for establishing and maintaining such a Bureau, and providing certain penalties," which was approved the first day of May, Anno Domini one thousand nine hundred and five; by extending the territory in which burial permits shall be valid; providing for the issuance of burial permits without fees; establishing a method for securing the given names of children; making a uniform date for the returns of local registrars; providing for certain fees in cities of the first and second class to be paid by the counties; and abolishing all other systems of registration of births and deaths.

Registration of births and deaths.

Section 1. Be it enacted, &c., That section five of an act, entitled "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania, by means of certificates of births and deaths, and burial or removal permits; requiring prompt returns to the Central Bureau of Vital Statistics at the capital of the State, as required to be established by the State Board of Health; and to insure the thorough organization and efficiency of the registration of vital statistics throughout the

State, as provided in section seven of 'An act to establish a State Board of Health for the better protection of life and health, and to prevent the spread of contagious and infectious diseases in this Commonwealth,' approved June third, eighteen hundred and eighty-five; and making an appropriation for establishing and maintaining such a Bureau, and providing certain penalties," which reads as follows:—

"Section 5. That the body of any person whose death occurs in the State shall not be interred, deposited in a vault or tomb, cremated, or otherwise disposed of, or removed from or into any registration district, until a permit for burial, removal or other disposition shall have been properly issued by the registrar of the registration district in which the death occurs. And no such burial or removal permit shall be issued by any registrar until a complete and satisfactory certificate and return of the death has been filed with him as hereinafter provided: Provided, That a transit permit issued in accordance with the law and health regulations of the place where the death occurred, whether in Pennsylvania or outside of the State, may be accepted by the local registrar of the district, where the body is to be interred or otherwise finally disposed of, as a basis upon which he shall issue a local burial permit, in the same way as if the death occurred in his district, but shall plainly enter upon the face of the copy of the record which he shall make for return to the State Registrar the fact that it was a body shipped in for interment, and give the actual place of death. But when a body is removed from a district in Pennsylvania to an adjacent or nearby district for interment, not requiring the use of a common carrier or the issue of a transit permit, then the registrar's removal permit from the district where death occurred may be accepted as authority for burial," shall be and the same is hereby amended so as to read as follows:—

Section 5. That the body of any person whose death occurs in the State shall not be interred, deposited in a vault or tomb, cremated, or otherwise disposed of, or removed from or into any registration district, until a permit for burial, removal or other disposition shall have been properly issued by the local registrar of the registration district in which the death occurs. And no such burial or removal permit shall be issued by any registrar until a complete and satisfactory certificate of death has been filed with him, as hereinafter provided: Provided, That when a dead body is transported by common carrier into a registration district in Pennsylvania for burial, then the transit and removal permit, issued in accordance with the law and health regulations of the place where the death oc-

Section 5, act of May 1, 1905, cited for amendment.

Burial permit.

Proviso.

Transit and removal permit.

Endorsement.

No fees.

Section 9, act of
May 1, 1906, cited
for amendment.

curred, when said death occurs outside of the State of Pennsylvania, shall be accepted by the local registrar of the district, into which the body has been transported for burial or other disposition, as a basis upon which he shall issue a local burial permit, in the same way as if the death occurred in his district, but shall plainly enter upon the face of the burial permit the fact that it was a body shipped in for interment, and give the actual place of death; but a burial permit shall not be required from the local registrar of the district in which interment is to be made, when a body is removed from one district in Pennsylvania to another district in the State, for purpose of burial or other disposition, either by common carrier, hearse, or other conveyance; and no local registrar shall, as such, require from undertakers or persons acting as undertakers any fee for the privilege of burying dead bodies.

Section 2. That section nine of said act, which reads as follows:—

“Section 9. That the undertaker, or person acting as undertaker, shall be responsible for obtaining and filing the certificate of death with the registrar, and securing a burial or removal permit, prior to any disposition of the body. He shall obtain the personal and statistical particulars required, from the person best qualified to supply them, over the signature and address of his informant. He shall then present the certificate to the attending physician, if any, or to the health officer or coroner, as directed by the registrar, for the medical certificate of the cause of death, and other particulars necessary to complete the record, as specified in section eight. And he shall then state the facts required relative to the date and place of burial, over his signature and with his address, and present the completed certificate to the registrar, within the time limit, if any, designated by the local board of health for the issuance of a burial or removal permit. The undertaker shall deliver the burial permit to the sexton, or person in charge of the place of burial, before interring the body; or shall attach the transit permit, containing the registrar's removal permit, to the box containing the corpse, when shipped by any transportation company; said permit to accompany the corpse to its destination, where, if within the State of Pennsylvania, it shall be taken up by the local registrar of the district in which interment is made, who shall issue a burial permit thereon: Provided, That in cities of the first class, the method of collecting the information required in all certificates of death may be regulated by the local health authorities,” shall be and the same is hereby amended so as to read as follows:—

Section 9. That the undertaker, or person acting as undertaker, shall be responsible for obtaining and filing the certificate of death with the local registrar of the district in which the death occurred, and securing a burial or removal permit, prior to any disposition of the body. He shall obtain the personal and statistical particulars required, from the person best qualified to supply them, over the signature and address of his informant. He shall then present the certificate to the attending physician, if any, or to the health officer or coroner, as directed by the local registrar, for the medical certificate of the cause of death, and other particulars necessary to complete the record, as specified in section eight. He shall then state the facts required relative to the date and place of burial, over his signature and with his address, and present the completed certificate to the local registrar, who will issue a permit for burial, removal, or other disposition of the body. The undertaker shall deliver the burial permit to the sexton, or other person in charge of the place of burial, before interring or otherwise disposing of the body; or shall attach the transit permit, containing the registrar's removal permit, to the box containing the corpse, when the same is to be shipped by any transportation company, which permit shall accompany the corpse to its destination, and, if the same be within the State of Pennsylvania, it shall be delivered to the sexton or other person in charge of the place of burial: Provided, That in cities of the first class, the method of collecting the information required in all certificates of death may be regulated by local health authorities.

Duty of undertakers.

Filing of certificate.

Delivery of permit.

Proviso.

Section 3. That section fifteen of said act which reads as follows:—

Section 15, act of May 1, 1905, cited for amendment.

“Section 15. That when any certificate of birth of a living child is presented without statement of the given name, then the local registrar shall make out and deliver to the informant a special blank for the supplemental report of the given name of the child, which shall be filled out as directed, and returned to the local registrar as soon as the child shall be named. The original certificate of birth shall not be considered complete until the supplemental report is filed, or the blank returned with the statement ‘died unnamed,’” shall be and the same is hereby amended so as to read as follows:—

When child is not yet named.

Section 15. That when any certificate of birth of a living child is presented without the statement of the given name, then the local registrar shall make out, deliver to the parent of the child, a special blank for the supplemental report of the given name of the child, which shall be filled out as directed, and returned to the local registrar as soon as the child shall have been named.

Section 19, act of
May 1, 1905, cited
for amendment.

Section 4. That section nineteen of said act, which reads as follows:—

“Section 19. That it shall be the duty of the local registrar to supply blank forms of certificates to such persons as require them. And he shall carefully examine each certificate of birth or death, when presented for record, to see that it has been made out in accordance with the provisions of this act and the instructions of the State Registrar; and if any certificate of death is incomplete or unsatisfactory, it shall be his duty to call attention to the defects in the return, and to withhold issuing the burial or removal permit until they are corrected. If the certificate of death is properly executed and complete, he shall then issue a burial or removal permit to the undertaker: Provided, That in case the death occurred from some disease that is held by the State Board of Health to be infectious, contagious, or communicable and dangerous to the public health, no permit for removal or other disposition of the body shall be granted by the registrar, except under such conditions as may be prescribed by the State and local boards of health. If a certificate of birth is incomplete, he shall immediately notify the informant, and require him to supply the missing items, if they can be obtained. He shall then number consecutively the certificates of birth and of death, in two separate series, beginning with “number one” for the first birth and the first death in each calendar year, and sign his name as registrar in attest of the date of filing in his office. He shall also make a complete and accurate copy of each birth and death certificate, registered by him, upon a form identical with the original certificate, to be filed and permanently preserved in his office as the local record of such death, in such a manner as directed by the State Registrar. And he shall, on the fifth day of each month, transmit to the State Registrar all original certificates registered by him during the preceding month. And if no births or deaths have occurred in any month, he shall, on the fifth day of the following month, report that fact to the State Registrar, on a card provided for this purpose: Provided, That in cities of the first and second class, original certificates may be retained by the local health authorities, and exact duplicates of the original certificates may be forwarded by the local registrar to the State Registrar,” shall be and the same is hereby amended so as to read as follows:—

Duties of local
registrars.

Certificates.

Section 19. That it shall be the duty of the local registrar to supply blank forms of certificates to such persons as require them. And he shall carefully examine each certificate of birth or death, when presented for record, to see that it has been made out in accord-

ance with the provisions of this act and the instructions of the State Registrar; and if any certificate of death is incomplete or unsatisfactory, it shall be his duty to call attention to the defects in the return, and to withhold issuing the burial or removal permit until they are corrected. If the certificate of death is properly executed, and complete, he shall then issue a burial or removal permit to the undertaker: **Provided**, That in case the death occurs from some disease that is held by the State Board of Health to be infectious, contagious, or communicable, and dangerous to the public health, no permit for the removal or other disposition of the body shall be granted by the registrar, except under such conditions as may be prescribed by the State Board of Health. If a certificate of birth is incomplete, he shall immediately notify the informant, and require him to supply the missing items, if they can be obtained. He shall then number consecutively the certificates of birth and of death, in two separate series, beginning with "number one" for the first birth and the first death in each calendar year, and sign his name as registrar in attest of the date of filing in his office. He shall also make a complete and accurate copy of each birth and death certificate registered by him, upon a form identical with the original certificate, to be filed and permanently preserved in his office as the local record of such death, in such manner as directed by the State Registrar. And he shall, on the fifth day of each month, transmit to the State Registrar all original certificates of death registered by him during the preceding month. And he shall, on the tenth day of each month, transmit to the State Registrar all original certificates of birth registered by him during the preceding month. And if no deaths or births occur in any month, he shall, on the fifth and the tenth day of the following month, report that fact to the State Registrar, on a card provided for this purpose: **Provided**, That in cities of the first and second class, original certificates may be retained by the local registrar, and exact duplicates of the original certificates may be forwarded by the local registrar to the State Registrar.

Section 5. That section twenty of said act, which reads as follows:—

"Section 20. That each local registrar shall be entitled to be paid the sum of twenty-five cents for each birth and each death certificate properly and completely made out and registered with him, and correctly copied and duly returned by him to the State Registrar, as required by this act: **Provided**, That in cities in which the city clerk, health officer, or other official acting as registrar, receives a fixed salary, in lieu of fees, no further compensation shall be paid

Issue of permits.

Proviso.

Incomplete certificates.

Record.

Transmission of certificates.

Report.

Section 20, act of May 1, 1906, cited for amendment. 1

for the duties required by this act. And in case no deaths or births were registered during any month, the local registrar shall be entitled to be paid the sum of twenty-five cents for each report, to that effect, promptly made in accordance with this act. All amounts payable to registrars under the provisions of this section shall be paid by the treasurer of the county in which the registration districts are located, upon certification by the State Registrar. And the State Registrar shall annually certify to the treasurers of the several counties the number of births and deaths registered, with the names of the local registrars, and the amounts due each at the rates fixed herein," shall be and the same is hereby amended so as to read as follows:—

Fee for certificate.

Provided.

Fee for report.

Certificate to county treasurers.

Section 20. That each local registrar shall be entitled to be paid the sum of twenty-five cents for each birth and each death certificate properly and completely made out and registered with him, and correctly copied, and duly returned by him to the State Registrar as required by this act: Provided, That in cities of the first and second class, in which the city clerk, health officer, or other official acting as local registrar, receives a fixed salary, in lieu of fees, he shall be entitled to five cents for each birth and each death certificate properly and completely made out, registered with him, and correctly copied, and duly returned by him to the State Registrar as required by this act. And in case no births or deaths were registered during any month, the local registrar shall be entitled to be paid the sum of twenty-five cents for each report, to that effect, promptly made in accordance with this act. All amounts payable to registrars under provisions of this section shall be paid by the treasurer of the county in which the registration districts are located, upon certification by the State Registrar. And the State Registrar shall annually certify to the treasurers of the several counties the number of births and deaths registered, with the names of the local registrars, and the amounts due each at the rates fixed herein.

Section 6. That section twenty-five of said act, which reads as follows:—

Section 25. cited for amendment.

"Section 25. That all laws and parts of laws inconsistent with the provisions of this act are hereby repealed," shall be and the same is hereby amended so as to read as follows:—

Repeal.

Section 25. That all laws and parts of laws inconsistent with the provisions of this act are hereby repealed; and no system for the registration of births and deaths shall be continued or maintained in any of the several municipalities of this Commonwealth.

other than the one provided for and established by the act to which this is an amendment.

APPROVED—The 6th day of June, A. D. 1907.

EDWIN S. STUART.

No. 293.

AN ACT

Relating to the collection of any sums of money that a defendant, in a prosecution for fornication and bastardy, may be sentenced by the court of quarter sessions to pay to the mother of a bastard child.

Section 1. Be it enacted, &c., That from and after the passage of this act, when any person shall have been convicted of fornication and bastardy, and sentenced by any court of quarter sessions to pay to the mother of any bastard child any sum or sums of money for the support of such child, it shall be lawful for the mother of such child to file, in the court of common pleas of the county in which such conviction shall have been had, a copy of such sentence, certified by the clerks of the proper court of quarter sessions and under the seal thereof; upon which copy, so filed, the prothonotary of the court of common pleas shall enter judgment in favor of the mother and against the defendant, for the full amount of the said sentence, payable in the instalments therein provided, with interest thereon from the time they shall respectively become due, and costs of suit.

Courts.

Fornication and
bastardy.

Sentence may be
certified to court
of common pleas.

Judgment.

Section 2. If default be made in the payment of any such instalments, and continue for five days, a writ of fieri facias may issue for the collection of all past due instalments, and no exemption of property from levy and sale shall be allowed.

Default.

Writ of fieri
facias.

Section 3. In addition to the writ of fieri facias, above provided, an attachment execution may be issued, and, in addition to such rights and credits as are now attachable, wages and salaries may also be attached thereon, and no exemption of any money, rights, or credits attached thereby shall be allowed.

Attachment exe-
cution.

Section 4. The said writs, either or both, may be issued as often as default occurs, until the whole judgment be paid.

Relapse of writs.

Section 5. The defendant shall be liable for all costs on any of said writs when properly issued.

Costs.

Section 6. All acts or parts of acts inconsistent herewith are hereby repealed.

Repeal.

APPROVED—The 7th day of June, A. D. 1907.

EDWIN S. STUART.

No. 294.

AN ACT

To further amend section twenty-one of an act, entitled "An act to provide revenue by taxation," approved June twenty-seventh one thousand eight hundred and seventy-nine.

Taxation of corporations.

Section 1. Be it enacted, &c., That section twenty-one of an act, entitled "An act to provide revenue by taxation," approved June twenty-seventh, one thousand eight hundred and seventy-nine, which, as heretofore amended, reads as follows:—

Section 21, act of June 8, 1893, cited for amendment.

"Section 21. That every corporation, joint stock association, limited partnership, and company whatsoever, from which a report is required under the twentieth section hereof, shall be subject to and pay into the treasury of the Commonwealth, annually, a tax at the rate of five mills upon each dollar of the actual value of its whole capital stock of all kinds, including common, special, and preferred, as ascertained in the manner prescribed in said twentieth section, and it shall be the duty of the treasurer or other officers having charge of any such corporation, joint stock association, or limited partnership, upon which a tax is imposed by this section, to transmit the amount of said tax to the treasury of the Commonwealth within thirty days from the date of the settlement of the account by the Auditor General and the State Treasurer: Provided, That for the purpose of this act interests in liquidated partnerships or joint-stock associations shall be deemed to be capital stock and taxable accordingly: Provided also. That corporations, limited partnerships, and joint stock associations, liable to tax on capital stock under this section, shall not be required to *make any report* or pay any further tax on the mortgages, bonds, and other securities owned by them *in their own right*, but corporations, limited partnerships, and joint stock associations, holding such securities as trustees, executors, administrators, guardians, or in any other manner, shall return and pay the tax imposed by this act upon all securities so held by them, as in the case of individuals: And provided, further, That the provisions of this section shall not apply to the taxation of the capital stock of corporations, limited partnerships, and joint stock associations, organized for manufacturing purposes, which is invested in and actually and exclusively employed in carrying on manufacturing within the State, excepting companies engaged in the brewing or distilling of spirits or malt liquors, and such as enjoy and exercise the right of eminent domain; but every manufacturing corporation, limited partnership, or joint stock association shall pay the State tax of

five mills, herein provided, upon such proportion of its capital stock, if any, as may be invested in any property or business not strictly incident or appurtenant to its manufacturing business, in addition to the local taxes assessed upon its property in the districts where located, it being the object of this proviso to relieve from State taxation only so much of the capital stock as is invested purely in the manufacturing plant and business: Provided, further, In case of fire and marine insurance companies the tax imposed by this section shall be at the rate of three mills upon each dollar of the actual value of the whole capital stock," be and the same is hereby amended so as to read as follows:—

Section 21. That every corporation, joint stock association, limited partnership, and company whatsoever, from which a report is required under the twentieth section hereof, shall be subject to and pay into the treasury of the Commonwealth, annually, a tax at the rate of five mills upon each dollar of the actual value of its whole capital stock of all kinds, including common, special, and preferred, as ascertained in the manner prescribed in said twentieth section; and it shall be the duty of the treasurer, or other officers having charge of any such corporation, joint stock association, or limited partnership, upon which a tax is imposed by this section, to transmit the amount of said tax to the treasury of the Commonwealth within thirty days from the date of the settlement of the account by the Auditor General and the State Treasurer: Provided, That for the purpose of this act, interests in limited partnerships or joint stock associations shall be deemed to be capital stock, and taxable accordingly: Provided also, That corporations, limited partnerships, and joint stock associations, liable to tax on capital stock under this section, shall not be required to pay any further tax on the mortgages, bonds, and other securities owned by them, *and in which the whole body of stockholders, or members as such, have the entire equitable interest in remainder*; but corporations, limited partnerships, and joint stock associations, *owning or holding* such securities as trustees, executors, administrators, guardians, or in any other manner *than for the whole body of stockholders, or members thereof, as sole equitable owners in remainder*, shall return and pay the tax imposed by this act upon all securities so owned or held by them, as in the case of individuals: And provided, further, That the provisions of this section shall not apply to the taxation of the capital stock of corporations, limited partnerships, and joint stock associations, organized for manufacturing purposes, which is invested in and actually and exclusively employed in carrying on manufacturing within the State, excepting companies engaged in the brewing or dis-

Tax on capital stock.

Duty of corporation officers.

Proviso.

Limited partnerships and joint stock associations.

Proviso.

Mortgages, bonds, etc.

Securities held by trustees, executors, etc.

Proviso.

Capital invested and exclusively employed in manufacturing in the State.

Brewing and distilling companies.

Tax of capital
not invested in
manufacturing.

Proviso.

Fire and marine
insurance com-
panies.

tilling of spirits or malt liquors, and such as enjoy and exercise the right of eminent domain; but every manufacturing corporation, limited partnership, or joint stock association shall pay the State tax of five mills, herein provided, upon such proportion of its capital stock, if any, as may be invested in any property or business not strictly incident or appurtenant to its manufacturing business, in addition to the local taxes assessed upon its property in the district where located; it being the object of this proviso to relieve from State taxation only so much of the capital stock as is invested purely in the manufacturing plant and business: Provided, further, In case of fire and marine insurance companies, the tax imposed by this section shall be at the rate of three mills upon each dollar of the actual value of the whole capital stock.

APPROVED—The 7th day of June, A. D. 1907.

EDWIN S. STUART.

No. 295.

AN ACT

Amending "An act authorizing the formation of partnership associations, in which the capital subscribed shall alone be responsible for the debts of the association, except under certain circumstances," approved the second day of June, Anno Domini one thousand eight hundred and seventy-four, and extending the subjects thereof.

Limited partner-
ship associations.

Section 1. Be it enacted, &c., That section one of "An act authorizing the formation of partnership associations, in which the capital subscribed shall alone be responsible for the debts of the association, except under certain circumstances," approved the second day of June, Anno Domini one thousand eight hundred and seventy-four, which reads as follows:—

Section 1, act of
June 2, 1874, cited
for amendment.

"Section 1. That when any three or more persons may desire to form a partnership association, for the purpose of conducting any lawful business or occupation within the United States or elsewhere, whose principal office or place of business shall be established and maintained within this State, by subscribing and contributing capital thereto, which capital shall alone be liable for the debts of such associations, it shall and may be lawful for such persons to sign and acknowledge, before some officer competent to take the acknowledgment of deeds, a statement, in writing, in which shall be set forth the full names of such persons, and the amount of capital of said association subscribed for by each; the total amount of capital, and when and how to be paid; the character of the business to be con-

ducted, and the location of the same; the name of the association, with the word "limited" added thereto as a part of the same; the contemplated duration of said association, which shall not in any case exceed twenty years, and the names of the officers of said association, selected in conformity with the provisions of this act; and any amendment of said statement shall be made only in like manner, which said statement and amendments shall be recorded in the office of the recorder of deeds of the proper county," be and the same is hereby amended to read as follows:—

Section 1. Be it enacted, &c., That when any three or more persons may desire to form a partnership association, for the purpose of conducting any lawful business or occupation, *including the construction, equipment, installation, and operation of a telephone or telegraph line*, within the United States, or elsewhere, whose principal office or place of business shall be established and maintained within this State, by subscribing and contributing capital thereto, which capital shall alone be liable for the debts of such association, it shall and may be lawful for such persons to sign and acknowledge, before some officer competent to take the acknowledgment of deeds, a statement, in writing, in which shall be set forth the full names of such persons, and the amount of capital of said association subscribed for by each; the total amount of capital, and when and how paid; the character of the business to be conducted, and the location of the same; the name of the association, with the word "limited" added thereto as part of the same; the contemplated duration of said association, which shall not in any case exceed twenty years, and the names of the officers of said association, selected in conformity with the provisions of this act; and any amendment of said statement shall be made only in like manner, which said statement and amendments shall be recorded in the office of the recorder of deeds of the proper county: *Provided, however, That the capital stock of any telephone or telegraph company, incorporated or created in accordance with the provisions of this act, shall not be capitalized at more than the sum of five thousand dollars.*

Formation of limited partnership associations.

Statement.

Contents.

Proviso.

APPROVED—The 7th day of June, A. D. 1907.

EDWIN S. STUART.

No. 296.

AN ACT

To amend "A supplement to an act, entitled 'An act to establish an Insurance Department,' approved the fourth day of April, one thousand eight hundred and seventy-three, providing for the further regulation of foreign insurance companies, and relating to agents and others doing business with unauthorized companies, and defining penalties therefor."

Insurance Department.

Section 1. Be it enacted, &c., That so much of the act of April fourth, one thousand eight hundred and seventy-three, section fourteen, as amended by the act of April twenty-sixth, one thousand eight hundred and eighty-seven, which reads as follows:—

Section 14, act of April 4, 1873, as amended by act of April 26, 1887, cited for amendment.

"That any insurance company or association not of this State, doing business without authority agreeably to the provisions of this act, shall forfeit and pay to the Commonwealth the sum of five hundred dollars for each month, or fraction thereof, during each month, on and after the passage of this act, which such illegal business was transacted, and be prohibited from doing business in this State until such fines are fully paid. And that any person or persons, or any agent, officer, or member of any corporation paying, or receiving, or forwarding any premiums, applications for insurance, or in any manner securing, helping, or aiding in the placing of any insurance, or effecting any contract of insurance upon property within this Commonwealth, directly or indirectly, with any insurance company or association not of this State, and which has not been authorized to do business in this State under the terms of this act, shall be guilty of a misdemeanor, and, on conviction thereof, shall be sentenced to a fine of not less than one hundred dollars nor more than one thousand dollars, and, upon conviction of a second offense, shall be sentenced to pay a like fine, and undergo an imprisonment, not exceeding one year, or either, in the discretion of the court: Provided, however, That in the event of a larger line of insurance being required on any risk than that which the home companies and insurance companies or associations not of this State, but authorized to do business within this State, shall be willing to carry, that then the person or corporation desiring such insurance shall file a sworn statement to that effect with the Insurance Commissioner, and thereupon the said Insurance Commissioner, first being satisfied of the truth thereof, shall issue a license to the person or corporation making such application, and thereupon it shall be lawful for the person or corporation so licensed, as aforesaid, to procure such excess line of insurance beyond that which the home and authorized foreign companies shall be willing to carry,

as aforesaid, from unauthorized insurance companies or associations not of this State. Every person or corporation so licensed shall, at the time of expiration of said license, make a report to the Insurance Commissioner of all insurance effected in pursuance of said license, and pay a tax of six per centum on the gross premiums thereon, which said tax shall accompany said returns. The Insurance Commissioner shall charge and collect for every license so issued a fee of five dollars. Every such license, so issued as aforesaid, shall expire at the expiration of three months from the date of issuing the same," be amended so as to read as follows:—

Section 1. That any insurance company or association not of this Commonwealth, doing business within this Commonwealth without authority agreeably to the provisions of this act, shall forfeit and pay to the Commonwealth the sum of five hundred dollars for each month, or fraction thereof, during each month, on and after the passage of this act, in which such illegal business was transacted, and be prohibited from doing business in this Commonwealth until such fines are fully paid. And that any person or persons, or any agent, officer, or members of any insurance firm or corporation, within this Commonwealth, paying or receiving or forwarding any premiums, applications for insurance, or in any manner securing, helping, or aiding in the placing of any insurance, or effecting any contracts of insurance, upon property within this Commonwealth, directly or indirectly, with any insurance company, association, or person not of this Commonwealth, and which has not been authorized to do business in this Commonwealth, for any other than himself, except as hereinafter provided, shall be guilty of a misdemeanor, and, upon conviction thereof, shall be sentenced to pay a fine of not less than three hundred dollars nor more than one thousand dollars, and, upon conviction of a second offense, shall be sentenced to pay a like fine, and undergo an imprisonment, not exceeding one year, or either or both, at the discretion of the court: Provided, however, That the Insurance Commissioner may, in consideration of a yearly payment of one hundred dollars, for the use of the Commonwealth, issue a license, revocable at any time, permitting the person, firm, or corporation named in such license to act as a broker to procure policies of fire insurance from corporations, persons, partnerships, and associations which are not authorized to do business in this Commonwealth. Before any insurance shall be procured under or by virtue of said license, there shall be executed and filed with the Insurance Commissioner by the licensed broker, and also by the party desiring the insurance, an affidavit setting forth that the person de

Penalty for doing insurance business without authority.

Penalty for doing business for or with unauthorized company.

Misdemeanor.

Fine.

Proviso.

Duty of those who desire to transact business with unauthorized companies.

License.

Filing of affidavit.

siring insurance is, after diligent effort, unable to procure the amount required to protect the property owned or controlled, or entrusted to him, from insurance corporations,—mutual insurance corporations or associations excepted,—duly authorized to transact business in this Commonwealth. The licensed broker procuring or delivering policies in such unauthorized corporations, or with persons, partnerships, and associations, shall keep a separate account thereof, open at all times, without notice, to the inspection of the insurance Commissioner, showing the exact amount of such insurance placed, giving the name of the insured, the location of the insured property, the gross premium mentioned in the policy, the name of the persons, corporation, partnership, or association issuing the contract, the number of the policy, the date of the policy and the term thereof. Each policy shall have written or printed on the outside of it the name of the licensed broker who obtained the same and introduced it into the Commonwealth, and after his name and address shall appear the words "Licensed Excess Insurance Broker."

Separate account.

Contents.

Endorsement on each policy.

Bond.

Conditions.

Default.

Procedure.

Section 2. Each party receiving such license shall, before transacting any business thereunder, execute and deliver to the Insurance Commissioner a bond in the penal sum of one thousand dollars, with such sureties as the Commissioner may approve, conditioned that said broker will faithfully comply with all requirements of this act, and will pay to the Insurance Commissioner, for the use of the Commonwealth, in January and July of each year, a tax of three per centum upon the gross premiums named in the policies delivered to the policy holders and upon all policies procured by him, in accordance with this act, during the preceding six months; and in default of payment of the tax, as herein provided, before the thirtieth day of January and July of each year, the Insurance Commissioner shall demand a statement, under oath, from the broker; and, failing to obtain the same, it shall be his duty to proceed against him, in the same manner as though he had acted without any license from the Insurance Commissioner. All insurance policies issued to residents of this Commonwealth, by companies that have not complied with the insurance laws of this Commonwealth, shall be void, except such as shall have been procured as herein set forth.

APPROVED—The 7th day of June, A. D. 1907.

EDWIN S. STUART.

No. 297.

AN ACT

To amend section four of an act, entitled "An act to establish a Department of Agriculture and define its duties, and provide for its proper administration," approved March thirteenth, Anno Domini one thousand eight hundred and ninety-five, as amended by an act approved April fourteenth, Anno Domini one thousand nine hundred and three; providing for the appointment of a clerk for the Director of Farmers' Institutes, and the manner of appointment of chief clerk, stenographer, messenger and clerks for the Dairy and Food Commissioner, the Economic Zoologist, and the Director of Farmers' Institutes.

Section 1. Be it enacted, &c., That the fourth section of an act, approved the thirteenth day of March, Anno Domini one thousand eight hundred and ninety-five, entitled "An act to establish a Department of Agriculture, and to define its duties and provide for its proper administration," as amended by an act, approved April fourteenth, Anno Domini one thousand nine hundred and three, which reads as follows; to wit,—

Department of
Agriculture.

"Section 4. There shall be one deputy Secretary, who shall be appointed by the Governor for the term of four years, at a salary of three thousand dollars a year, who shall also be director of Farmers' Institutes. The other officers of the Department shall be appointed by the Governor, for a term of four years, and shall be an Economic Zoologist, a Dairy and Food Commissioner who shall have a practical experience in the manufacture of dairy products, and a State Veterinarian who shall be a graduate of some reputable veterinary college, who shall receive an annual salary of twenty-five hundred dollars each. The Dairy and Food Commissioner shall, under the direction of the Secretary, perform the duties prescribed by an act approved May twenty-sixth, one thousand eight hundred and ninety-three. The Governor is hereby authorized to appoint one chief clerk of the Department, at an annual salary of eighteen hundred dollars, one stenographer at a salary of nine hundred dollars a year, and one messenger at a salary of nine hundred dollars a year; and the Dairy and Food Commissioner and the Economic Zoologist shall each have a clerk, who shall be appointed by the Governor, and who shall serve under the direction of the respective commissioners aforesaid, and receive a salary of fifteen hundred dollars a year each," shall be and the same is hereby amended to read as follows:—

Section 4, act of
April 14, 1908,
cited for amend-
ment.

Section 4. There shall be one Deputy Secretary, who shall be appointed by the Governor, for the term of four years, at a salary of three thousand dollars a year, who shall also be director of Farmers' Institutes. The other

Deputy Secretary.

Officers, terms
and salaries.

Chief clerk.

Stenographer.

Clerks.

Salaries.

officers of the Department shall be appointed by the Governor, for a term of four years, and shall be an Economic Zoologist; a Dairy and Food Commissioner, who shall have practical experience in the manufacture of dairy products, and a State Veterinarian, who shall be a graduate of some reputable veterinary college, who shall receive an annual salary of twenty-five hundred dollars each. The Dairy and Food Commissioner shall, under the direction of the Secretary, perform the duties prescribed by an act approved May twenty-sixth, one thousand eight hundred and ninety-three. The *Secretary of Agriculture* is hereby authorized to appoint one chief clerk of the Department, at an annual salary of eighteen hundred dollars, one stenographer at a salary of nine hundred dollars a year, and one messenger at a salary of nine hundred dollars a year; and the Dairy and Food Commissioner, the Economic Zoologist, and the *director of Farmers' Institutes* shall each have a clerk, who shall be appointed by *the heads of these divisions, respectively*, and who shall serve under their direction, and receive a salary of fifteen hundred dollars a year each.

APPROVED—The 7th day of June, A. D. 1907.

EDWIN S. STUART.

No. 298.

AN ACT

To supplement an act, entitled "An act defining the powers of the several courts of quarter sessions of the peace within this Commonwealth, with reference to the care, treatment, and control of dependent, neglected, incorrigible, and delinquent children, under the age of sixteen years, and providing for the means in which such power may be exercised," approved April twenty-three, one thousand nine hundred and three.

Juvenile courts.

Issue of process.

Assistance of
sheriff.

Sheriffs' fees.

Section 1. Be it enacted, &c., That when, in the enforcement of the act above cited to be supplemented, and in pursuance of its provisions, it shall become necessary for a process to issue, or when an order of court is made, the chief probation officer, if there be such, otherwise the probation officer in charge, may, in his or her discretion, call upon the sheriff of the county for assistance in service and execution of the same; and for the service so rendered by the sheriff, upon application of such probation officer, he shall be entitled to receive the following fees:—

For receiving, making endorsements thereon, docketing, and making return of each such process, order, or notice, seventy-five cents. For executing any such pro-

cess, order, or notice, where the child is to be taken into custody, seventy-five cents.

In addition thereto, for mileage in serving or executing any of the above processes, orders, or notices, the sheriff shall be entitled to receive, and have taxed as costs, three cents a mile for each mile actually traveled and necessary, the same to be allowed on each separate process, order, or notice; provided, he shall not receive more than one mileage where the defendants, in two or more contemporaneous orders, process, or notice, are the same; and for the transportation of each child, three cents per mile, in addition to necessary help and expense.

Mileage.

Proviso.

Such probation officer shall certify to the judge presiding in the juvenile court the demand upon the sheriff for his services, together with a statement of the fees and expenses, and the court shall approve the same, or so much thereof as may be found correct, and direct by whom they shall be paid.

Certificate of probation officer.

Section 2. When, in pursuance of the provisions of said act, a child under the age of sixteen years is arrested, with or without warrant, or is brought before a magistrate in any other proceeding and the case shall be transferred to the juvenile court, the constable, to whom shall be given the custody of such child for delivery to the officers of the juvenile court, shall be entitled to receive therefor the following fees, to be taxed as costs in the case; to wit,—

Service of constable.

For services performed in delivering such child to the juvenile court, seventy-five cents, together with three cents per mile for each mile actually traveled and necessary, and three cents per mile for the transportation of each such child, in addition to necessary help and expense.

Constable's fees.

Such probation officer shall certify the account of the constable performing such service to the judge presiding in the juvenile court, who shall approve the same, or so much thereof as may be found correct, and direct by whom it shall be paid.

Certificate.

Section 3. When the court, after trial or hearing, makes such disposition of a child as requires its transportation to a point outside of the county, the necessary expenses of its removal, and those of the probation officer in charge, shall be certified, as above provided, to the judge presiding, who shall approve the same, or so much thereof as may be found correct, and direct by whom it shall be paid.

Transportation expenses.

Section 4. The court, in disposing of the question of the payment of the costs provided for in this act, may impose them on the county; or on the complainant, if, after hearing, it be found that the complaint was made without probable cause; or upon the parent or parents, or guardian or custodian, of the child, if, after hear-

Payment of costs.

ing, it be found that they were at fault and are of ability to pay.

APPROVED—The 7th day of June, A. D. 1907.

EDWIN S. STUART.

No. 299.

AN ACT

In relation to equitable proceedings wherein it is, or might have been, alleged that there was an adequate remedy at law.

Equitable proceedings.

Demurrer or answer.

Proviso.

Averment.

Decision.

Rule to show cause.

Section 1. Be it enacted, &c., That when a bill in equity has been filed in any court of this Commonwealth, if the defendant desires to question the jurisdiction of the court, upon the ground that the suit should have been brought at law, he must do so by demurrer or answer, explicitly so stating, or praying the court to award an issue or issues to try questions of fact; otherwise, the right of trial by jury shall be deemed to have been waived by both parties, and the cause shall proceed to a final determination by said court and upon appeal, with the same effect as if upon a hearing before the court, without a jury, upon agreement filed: Provided, That this shall not alter or affect the duty of the chancellor to dismiss the bill if the facts therein averred, as showing or tending to show the right to relief, be not substantially proved at the trial.

Section 2. If a demurrer or answer be filed, averring that the suit should have been brought at law, that issue shall be decided in limine, before a hearing of the cause upon the merits. If the court shall decide that a court of equity has jurisdiction, the plaintiff shall not thereafter be permitted to question the decision upon that ground, nor shall a decree in defendant's favor be reversed or set aside because the suit should have been brought at law. If the court shall decide that the suit should have been brought at law, it shall certify the cause to the law side of the court, at the costs of plaintiff; and no further proceedings shall be had at the instance of plaintiff until these costs are paid, except that he may appeal from the order made. In addition, the defendant shall be entitled, at any time, to enter and serve a rule to show cause why the suit should not be dismissed, unless said costs are paid within fifteen days. Said rule shall be of course, and, upon failure to pay, the court shall dismiss the bill at plaintiff's costs.

Section 3. If upon an appeal, after a decision upon the merits, the question whether the suit should have been brought at law is not specifically raised by the defendant's assignments of error, the question shall be deemed to have been waived, and the decree below shall not be reversed or set aside because the suit should have been brought at law. If it is so raised, and the decision of the appellate court is that the suit should have been brought at law, it shall remit the cause to the court below, with directions to transfer it to the law side of that court, all the costs in the cause to abide the final determination thereof in the court of law. The plaintiff shall not be permitted to raise the question upon his appeal after a decision upon the merits, nor shall the decree below be reversed or set aside upon his appeal, because the suit should have been brought at law.

Assignments of error.

Costs.

APPROVED—The 7th day of June, A. D. 1907.

EDWIN S. STUART.

No. 300.

AN ACT

To regulate tenement-houses in cities of the first class, and to require those owning or conducting the same to secure a license from the mayor; making violations of the act misdemeanors, and providing penalties for such violations.

Section 1. Be it enacted, &c., That it shall be the duty of every person who desires to conduct a tenement-house in any city of the first class, to apply to the mayor of such city, before the first day of January of the year one thousand nine hundred and eight, and before the first day of January of each and every year thereafter, for a tenement-house license for the ensuing year.

Cities of the first class.

Tenement-houses, regulation of.

Every application for a license shall be on a form approved by the mayor, and shall state the name and address of the person who proposes to conduct the tenement-house and, if such person is not the owner, the name and address of the owner, its exact location, the general material of its construction, the date of its erection if originally constructed for tenement purposes, or the date of its alteration if subsequently altered to tenement purposes, and the number of rooms or apartments to be used for such purposes.

Applications for license.

Contents of application.

Section 2. The mayor of every city of the first class is hereby authorized to grant tenement-house licenses to those applicants who have complied with the provisions of this act and the rules and regulations of the Department of Public Health and Charities pertain-

Mayor authorized to grant license.

Refusals shall be recorded.

Contents of license.

Term.

Proviso.

Death of licensee.

Record of licenses.

Revocation of license.

Appeals.

Proviso.

Fees.

ing to tenement-houses, and whose buildings fully meet all the requirements of this act. Whenever the mayor refuses to grant a license, he shall forthwith record, in detail, his reasons for such refusal in a proper book, which shall be a public record.

Each license shall clearly specify the name and address of the person authorized to conduct the tenement-house, and, if such person is not the owner, the name and address of the owner, its location, the number of rooms or apartments which may be occupied for tenement purposes, and the date of the expiration of the license. Every license shall expire at the end of the calendar year for which it was issued, or at any time prior thereto if the person to whom it is issued ceases to conduct the said tenement-house: Provided, however, That, should the person to whom the license had been issued die during its term, the license shall, nevertheless, be valid for thirty days from the date of his death, in favor of his legal representative or of the person to whom the tenement-house passes by law, as the case may be.

The mayor shall keep a public record of all the tenement-house licenses issued under the provisions of this act. The original applications shall be preserved for a period of one year, and shall be open to examination by the public.

The mayor shall have the power to revoke any license upon the request of the Department of Public Health and Charities, or upon his own motion if the person to whom the license was granted has violated any of the provisions of this act, or of the rules and regulations of the said Department pertaining to tenement-houses, or has failed at any time within the term of the license to maintain his tenement-house in the condition required by this act or by the rules and regulations of the said Department pertaining to tenement-houses.

Any person whose application for a license has been refused, or whose license has been revoked, shall have the right to appeal, within fifteen days, from the decision of the mayor, to the court of common pleas of the proper county, and such court shall make such order as right and justice may require: Provided, however, That such appeal shall not operate to supersede any decision of the mayor, pending the entry of a final order by said court, unless said appeal is directed to operate as a supersedeas by said court, at a preliminary hearing to be held at the time and in the manner provided by its rules for applications for preliminary injunctions.

The charge for every application for a license shall be two dollars, where the number of rooms in the tenement-house for which it is applied is ten or under, and five dollars in every other case.

Section 3. On and after the first day of January, nineteen hundred and eight, it shall be unlawful for any person to conduct a tenement-house in any city of the first class unless he has secured a license therefor; and unless he, at all times, displays it in a conspicuous place upon the wall within, and close to the outer entrance of, the tenement-house to which it applies.

Unlawful to conduct tenement-house without license.

Display of license.

Section 4. If any person who desires to conduct a tenement-house has failed to apply for a license prior to the first day of January, in any year, he may apply for such license at any time during the following year; but the license issued to him shall, nevertheless, expire at the end of the current calendar year, and the charge for the application shall be the same as if the license had been applied for prior to January first.

Applications may be applied for at any time.

Expiration of.

Section 5. It shall be the duty of the Department of Public Health and Charities, in every city of the first class, to make quarterly inspections of all parts of every tenement-house, to ascertain whether all the provisions of this act and of other acts, and of the rules and regulations of the Department of Public Health and Charities pertaining to tenement-houses, are being properly observed. For this purpose, the director of the said Department shall have authority to employ two tenement-house inspectors, at a salary of not more than twelve hundred dollars each, and such additional inspectors as he may deem necessary, in order to secure the enforcement of the provisions of this act. These additional inspectors shall receive salaries to be fixed by the said director, subject to the approval of the mayor. Councils shall annually appropriate the sums necessary for the payment of the salaries of the tenement-house inspectors, and of such other inspectors as may be appointed under the provisions of this section. The inspectors shall report immediately, to the said Department, the result of every inspection. In every case where such reports indicate a breach of the building laws they shall be forthwith certified to the Bureau of Building Inspection.

Inspection by Department of Public Health and Charities.

Inspectors.

Reports.

Section 6. Any person who, after the first day of January, one thousand nine hundred and eight, conducts any tenement-house in any city of the first class, without having secured a license therefor from the Mayor, or who continues to conduct any tenement-house after such license has expired or has been revoked, or who at any time fails to display the license as hereinbefore required, or who neglects or refuses to maintain any tenement-house in the condition hereinbefore prescribed, or who makes any false statement in any application for a license, or who violates in any way any of the provisions of this act or any of the rules and regulations of the Department of Public Health and Charities pertaining to tenement-houses, shall be

Violations.

Fine and penalty. guilty of a misdemeanor, and, upon conviction thereof, shall be sentenced to imprisonment for a term not exceeding three months, or to a fine not exceeding five hundred dollars, or to both such fine and imprisonment, at the discretion of the court.

"Tenement-house" defined. Section 7. The term "tenement-house," in this act, shall mean every building which, or a portion of which, is occupied, or is to be occupied, as a residence by three or more families, living independently of each other and doing their cooking upon the premises.

"Person" defined. The term "person," in this act, shall include natural persons, corporations, joint stock companies, partnerships, partnership associations, individuals, and associations of individuals.

"Gender," etc. Wherever appropriate the words of the masculine gender, in this act, shall include the feminine and neuter gender, and the words in the singular shall include the plural.

"License." The term "license," in this act, shall mean a tenement-house license.

Repeal. Section 8. All acts or parts of acts inconsistent with this act be and the same are hereby repealed: Provided, however, That nothing in this act shall be construed as in any way repealing, altering, or amending the provisions of the act of June seventh, one thousand nine hundred and five, entitled "A supplement to an act, entitled 'An act amending section one of article three of an act, entitled 'An act for the better government of cities of the first class in this Commonwealth,' approved the first day of June, Anno Domini one thousand eight hundred and eighty-five; regulating the construction, maintenance, and inspection of buildings,' approved the eighth day of June, Anno Domini one thousand eight hundred and ninety-three; regulating the construction, alteration, and ventilation of tenement-houses, and providing for the safety of the inhabitants thereof; and providing penalties for the violation of the same."

APPROVED—The 7th day of June, A. D. 1907.

EDWIN S. STUART.

No. 301.

AN ACT

Supplementary to an act, entitled "An act relating to roads, highways, and bridges," approved June thirteenth, one thousand eight hundred and thirty-six, and the several supplements thereto.

Roads and turnpikes.

Section 1. Be it enacted, &c., That whenever any public road—or turnpike, which, under existing laws,

becomes a public road—is between two or more townships or on any division line between the same, in any county of this Commonwealth, has become useless, inconvenient, or burdensome, the court of quarter sessions of the county in which the said road is located shall have the authority, upon application to it by petition, signed by at least fifteen property owners of each of said townships, who are qualified electors therein, setting forth the facts, to inquire of and to change or vacate the whole or any part of said road, whenever the same shall have become useless, inconvenient, or burdensome; and the same court shall proceed therein, by views and viewers, in the manner provided for the laying out of roads and highways under existing laws.

When on division line of or between townships.

Petition.

Change or vacation.

Viewers.

Section 2. The said court shall also have authority not only on said petition, to change or vacate the whole or any part of the said road which has become useless, inconvenient, or burdensome, but shall have authority also, whenever requested in and by said petition, to lay a new road, in the manner provided under existing laws, located in whole or in part in any one or more of the townships mentioned in the first section of this act; said new road to take the place of the said road which has become useless, inconvenient, or burdensome.

New road.

Section 3. Whenever a new road is laid out, under the provisions of this act, the costs and expenses of laying out, opening, and fitting the same for travel, as well as the damages sustained by the owner or owners of land taken for the same, or through whose land the same may pass, shall be borne or paid by the several townships mentioned in the first section of this act, in such just and equitable proportions as the said court of quarter sessions, upon report of three disinterested persons appointed by the said court to view and assess the same, shall fix and determine.

Costs and expenses.

Damages.

Section 4. The costs of all proceedings, under the provisions of this act, shall be paid by the township or townships mentioned in the first section of this act, as the court shall determine and direct.

Costs of proceedings.

Section 5. The board of viewers to be appointed under this act shall consist of three disinterested persons.

Board of viewers.

Section 6. All acts or parts of acts inconsistent herewith be and the same are hereby repealed.

Repeal.

APPROVED—The 7th day of June, A. D. 1907.

EDWIN S. STUART.

No. 302.

AN ACT

Providing for the licensing and regulation of foreign companies, corporations, limited partnerships, joint stock associations, or investment companies, organized under the laws of any other State or Territory, the District of Columbia, or any other country, and the agents thereof, not otherwise licensed by Pennsylvania state enactment, engaged in the negotiation or sale within Pennsylvania of their own bonds, debentures, certificates, mortgages, liens upon property, or other securities, or of those of other similar foreign corporations; describing the duties of the Commissioner of Banking, and providing a penalty for the violation of the provisions hereof.

Commissioner of
Banking.

Licensing and
regulation of cer-
tain foreign com-
panies, corpora-
tions, associa-
tions, etc.

What shall be
deemed foreign
corporations.

Proviso.

Licensing of for-
eign corporations.

Section 1. Be it enacted, &c., That any and every trust company, investment company, loan company, bank or banking company, bond company, title insurance company, security company, or any other similar company, corporation, association, or joint stock or limited partnership association, formed, incorporated, or organized under the laws of any other State or Territory, the District of Columbia, or any foreign country, who shall engage within this Commonwealth, either directly or indirectly, in the negotiation, offering for sale, or sale of any bond or bonds, debentures, certificate or certificates, scrip, mortgage or mortgages; or of receiving single payments, regular installment payments, or contributions to be held or used in accordance with any plan of accumulation or investment; or corporations or associations who assume the payment of fixed obligations, and issue in connection therewith a contract based upon payments being made upon installments or single payment plan, under which all or any part of the total amount received is to be prepaid at some future time upon contract issued, either with or without profit, shall be deemed a foreign corporation, under the meaning of this act: Provided, however, That nothing in this act contained shall apply to a corporation which issues bonds, debentures, certificates, script, or mortgages merely as an incident to its primary corporate business, as stated in its charter, consisting of a manufacturing, mercantile or other operating business, dealing in tangible assets.

Section 2. That from and after the first day of July, Anno Domini one thousand nine hundred and seven, no such foreign corporation, except it be licensed as provided heretofore by law, shall engage within this Commonwealth, either directly or indirectly, in the negotiation, offering for sale, or sale of any bond or bonds, debenture or debentures, certificate or certificates, scrip, mortgage or mortgages, lien or liens, upon property located without this Commonwealth, or other security or securities, or chose or choses in action, issued by such foreign corporation or by any other such

foreign corporation; or in receiving single payments, regular installment payments, or contributions to be held or used in any plan of accumulation or investment, or in assuming the payment of fixed obligations, and issue in connection therewith a contract based upon payments being made upon installments or single payments, under which all or any part of the total amount received is to be repaid at some future time upon contract issued, either with or without profit, unless such foreign corporation shall have first been licensed to transact such business, within the Commonwealth of Pennsylvania, by the Commissioner of Banking, in the manner hereinafter prescribed and provided. If any such foreign corporation shall, after the said date, engage within the Commonwealth of Pennsylvania in the negotiation, offering for sale, or sale of securities of the classes above enumerated and set forth, without first having been licensed in the manner by this act provided, the said corporation shall be subject to a penalty of one thousand dollars for each negotiation or sale of such security or securities, to be recovered in an action to be brought for that purpose by the Attorney General.

Operating with-
out license.

Penalty.

Section 3. No person or persons, partnership, corporation or association, or limited partnership association, or joint stock association shall act, within this Commonwealth, as the agent, solicitor, or representative of any foreign company, corporation, association, joint stock or limited partnership association, for the the negotiation, offering for sale, or sale of any of the securities enumerated and described in the first section of this act, shall negotiate and sell the same, on commission or otherwise, unless such foreign company, corporation, association, or limited partnership, or joint stock association shall have been duly licensed to conduct such business within this Commonwealth, under the provisions of this act; nor until such person or persons, partnership, corporation or association, or limited partnership or joint stock association shall have first procured from the Commissioner of Banking a license authorizing him, them or it to act as such agent, solicitor, or representative within the Commonwealth. for said purpose; and every such person or persons partnerships, corporation or association, or limited partnership or joint stock association, acting as such agent, solicitor, or representative, for such purpose, within the Commonwealth, or negotiating or selling such securities on commission, or otherwise, without first having applied for and received a license as herein required, shall be guilty of a misdemeanor, and shall be subject, upon conviction, to a penalty of fifty dollars, for each and every sale of such securities so negotiated or made. A license fee of two dollars shall be

Agents, solicitors
or representa-
tives.

License.

Misdemeanor.

Penalty.

Fee.

collected and paid upon the issue of each license issued under the provisions of this section, and a like sum annually thereafter, to be applied to the expenses of the Banking Department.

Deposit of bonds.

Withdrawal of bonds.

Exchanges of bonds.

Called bonds.

Substitution.

Discontinuance of business in Pennsylvania.

Petition.

Order of court.

Duty of depositaries.

Section 4. No foreign company, corporation, association, joint stock association, or limited partnership association, as aforesaid, shall be licensed to negotiate, offer for sale, or sell, within this Commonwealth, securities as enumerated and described in the first section of this act, unless it has deposited with some trust company of this Commonwealth, to be approved by the Commissioner of Banking, the sum of one hundred thousand dollars in bonds of the United States or of the State of Pennsylvania, or of cities, counties, boroughs, or school-districts of this Commonwealth, as security for the fulfillment of its contracts. None of the securities so deposited with the State of Pennsylvania shall be withdrawn by any such company, corporation, or association without the permission of said Commissioner, in writing, and under the seal of his office; and no such withdrawal shall be permitted which will reduce the amount so deposited to less than one hundred thousand dollars. Exchanges of such bonds may be made, from time to time, with the approval of the Commissioner of Banking; and, if any of said bonds are called in for payment, the proceeds thereof shall remain in the hands of the depositary until other bonds of the classes above mentioned shall be substituted in like amount for the bonds so paid; whereupon such depositary shall, with the permission in writing of said Commissioner, pay over such proceeds to the association, company, or corporation depositing the bonds. When any such company, corporation, or association shall desire to discontinue, within this Commonwealth, business of the nature hereinbefore set forth and described, it may make application by petition to the court of common pleas of Dauphin county, setting forth its resources and liabilities, within and without this Commonwealth, and particularly the sales and contracts of sale of securities, of the classes hereinbefore enumerated, made within the Commonwealth, and its liabilities thereon, if any; and thereupon the said court, after due hearing, of which the Commissioner of Banking shall have such notice as the said court may determine, may make such order as will permit the withdrawal of said bonds, or a part thereof, and with at the same time fully protect the rights of all creditors and persons contracting with, or purchasing from, the said company, corporation, or association within the Commonwealth. Trust companies acting as depositaries under the provisions of this section shall pay over the income of the bonds, deposited with them as aforesaid, to the company, corporation, or association depositing

them, and shall make report in writing, signed or sworn to by the president or treasurer thereof, to the Commissioner of Banking semi-annually, on the first day of January and the first day of July in each year, setting forth the amounts and kinds of bonds deposited with them, as aforesaid, and by what company, corporation, or association the same have been deposited; and for failure to make such report within thirty days after the time fixed as aforesaid for making such reports, the trust company failing to make the same shall be liable to a penalty of fifty dollars, to be recovered in the name of the Commonwealth, as other penalties are by law recoverable, and the amount so recovered shall be paid into the State Treasury. The trust company selected by any such company, corporation, or association as its depository of bonds, under this section, may be changed, from time to time, by such company, corporation, or association, with the approval in writing of the Commissioner of Banking.

Report.

Failure to report.

Penalty.

Change of depository.

Section 5. No foreign company, corporation, association, or limited partnership, or joint stock association, as aforesaid, shall be licensed to engage or engage in the negotiation, offering for sale, or sale of securities, as enumerated and described in the first section of this act, within this Commonwealth, unless the same shall have first registered in the office of the Secretary of the Commonwealth, agreeably to the provisions of the act of April twenty-second, one thousand eight hundred and seventy-four, in the office of the Auditor General, as required by section nineteen of the act of June first, one thousand eight hundred and eighty-nine, and in the office of the Commissioner of Banking, agreeably to the provisions of the act of February eleventh, one thousand eight hundred and ninety-five.

Registration.

Section 6. It shall be unlawful for any such foreign company, corporation, association, limited partnership association, or joint stock association, as aforesaid, or for any agent, solicitor, or representative thereof, to negotiate, offer for sale, or sell, within this Commonwealth, any bond or bonds, debenture or debentures, certificate or certificates, scrip, mortgage or mortgages, or other security or securities, or chose or choses in action, by the terms of which, or by reason of any special contract or contracts made in relation to which, a greater amount than eight per centum per annum is agreed or contracted to be paid on the principal thereof, or any bonus, premium, or other amount, or any valuable thing or privilege, is to be paid or given, in addition to the principal amounts of said security and interest thereof, as herein provided.

Excess of eight per cent. prohibited.

Violations.

Any such foreign company, corporation, limited partnership association, or joint stock association, so offering for sale, negotiating, or selling such securities, as

Penalty.

Misdemeanor.

Fine.

Proviso.

Surplus.

Reserve fund.

Proviso.

Accumulations.

Companies, etc.,
which shall not
be licensed.

Shall not trans-
act business.

in this section aforesaid described, shall forfeit its license, be prohibited from doing business within this Commonwealth, and be subject to a penalty of one thousand dollars for each offense, to be recovered in an action to be brought for that purpose by the Attorney General; and any agent, solicitor, or representative of such company, corporation, association, limited partnership association, or joint stock association, offering for sale, negotiating, or selling such securities, in such capacity or on commission, shall be guilty of a misdemeanor, and be subject, on conviction thereof, to a penalty of five hundred dollars for each offense: Provided, however, That nothing herein contained shall be held to prohibit the distribution of surplus earnings or accumulations.

Section 7. Every foreign company, corporation, association, limited partnership association, or joint stock association engaged in the negotiation and sale, within Pennsylvania, of their own bonds, debentures, certificates, or other securities, as described in the title of this act, shall set apart and keep invested as a reserve fund, no portion of which shall be applied to the expenses of such company, corporation, or association, such sum or sums, apportioned from the periodical payments made and to be made upon any and all bonds, certificates, debentures, or obligations issued by such company, corporation, or association, in accordance with the terms and conditions thereof, as, together with interest thereon at a rate not exceeding four per centum per annum, compounded annually, shall, at the maturity of such bonds, certificates, debentures, or obligations, equal the principal sum therein guaranteed to be paid by such company, corporation, or association, less any sum or sums previously paid or loaned to the holder or holders on account thereof: Provided, however, That nothing contained in this act shall be construed to prohibit the payment, by such company, corporation, or association, of accumulations, in addition to said principal sum guaranteed on the bonds, certificates, debentures or obligations issued by it, at the date of their final maturity.

No such foreign company, corporation, or association, conducting the business aforesaid, other than as provided in this act, shall be licensed to offer for sale, negotiate, or sell securities as hereinbefore enumerated within this Commonwealth; nor shall any such company, corporation, or association deal in, negotiate, offer for sale, or sell, within this Commonwealth, the bonds, scrip, or other securities, of any other foreign company, corporation, or association which violates the provision herein contained as to the setting apart and keeping invested of a reserve fund; nor shall the agents, solicitors, or representatives of such company,

corporation, or association offer for sale, negotiate, or sell such obligations. Any such foreign company, corporation, or association, so offering for sale, negotiating, or selling such securities, except as hereinbefore provided, shall forfeit its license, be prohibited from doing business in this Commonwealth, and be subject to a penalty of one thousand dollars for each offense, to be recovered in an action to be brought by the Attorney General for that purpose; and any agent, solicitor, or representative thereof, so offering for sale, negotiating, or selling such securities, in such capacity or on commission, shall be guilty of a misdemeanor, and be subject, upon conviction thereof, to a penalty of fifty dollars for each offense.

Section 8. The Commissioner of Banking shall have the same powers, for the examination of accounts, books, papers, and affairs of said foreign companies, corporations, associations, limited partnership and joint stock associations, as are now vested in him by law for the examination of banks, foreign companies, corporations, associations, and joint stock and limited partnership associations; and shall, on making application for license under the provisions of this act, file with the Banking Commissioner a stipulation and agreement that the offices, books, accounts, and papers thereof, wherever located, shall be subject to the examination of said Commissioner, as fully and in the same manner as if the same were located within the State of Pennsylvania. Mileage at the rate of ten cents per mile shall be paid by said foreign companies, corporations, associations, limited partnership and joint stock associations, to the Commissioner of Banking, for the use of the Commonwealth, on account of the travel of the examiners, appointed by said Commissioner, for the examination of the books, accounts, and affairs thereof, in addition to the expenses enumerated in the act of February eleventh, one thousand eight hundred and ninety-five, to the payment of which expenses the said companies, corporations, and associations are hereby made subject. If upon examination of any of the said foreign companies, corporations, associations, limited partnership or joint stock associations, the same should appear to be insolvent or conducting their business according to hazardous methods, or that their affairs are in an unsafe or unsound condition, or in the event of the failure of any such foreign company, corporation, association, limited partnership, or joint stock association to promptly pay the mileage and examination fees herein provided, the Commissioner of Banking may, in his discretion, and after due notice to such foreign company, corporation, association, limited partnership or joint stock association, revoke

Violations.

Forfeiture of license, etc.

Penalty.

Agents, etc.

Fine.

Powers of Commissioner of Banking.

Examination of books, papers, etc.

Mileage.

Expenses.

Insolvency, etc.

Revocation of license.

and annul their license to do business within this Commonwealth.

APPROVED—The 7th day of June, A. D. 1907.

EDWIN S. STUART.

No. 303.

AN ACT

To amend the fifth section of an act, entitled "An act relating to roads, highways, and bridges," approved the thirteenth day of June, Anno Domini one thousand eight hundred thirty-six.

Roads.

Section 1. Be it enacted, &c., That the fifth section of an act, entitled "An act relating to roads, highways, and bridges," approved the thirteenth day of June, Anno Domini one thousand eight hundred and thirty-six, which reads as follows:—

Section 5, act of June 13, 1836, cited for amendment.

"The breadth of a public road, laid out as aforesaid, shall not exceed *fifty* feet, and the breadth of a private road shall not, in any case, exceed twenty-five feet," be and the same is hereby amended to read as follows:—

Regulation of maximum width.

The breadth of a private road shall not, in any case, exceed twenty-five feet, and the width of a public road shall not exceed *eighty* feet.

APPROVED—The 7th day of June, A. D. 1907.

EDWIN S. STUART.

No. 304.

AN ACT

To amend section fourteen of an act, entitled "An act to provide for the classification of the townships of the Commonwealth, with respect to their population, into two classes, and to prescribe the form of government for townships of each class."

Townships.

Section 1. Be it enacted, &c., That section fourteen of an act, entitled "An act to provide for the classification of the townships of the Commonwealth, with respect to their population, into two classes, and to prescribe the form of government for townships of each class," which reads as follows:—

Section 14, act of April 28, 1839, cited for amendment.

"Each township treasurer shall receive, as full compensation for his services, a sum equal to five per centum of all taxes received or collected by him, unless a different rate be fixed by ordinance of the township commissioners, passed thirty days prior to his election," be amended so as to read:—

Each township treasurer shall receive, as full compensation for his services, a sum equal to five per centum of all taxes received or collected by him, *and, in addition thereto, a sum equal to one per centum on all other moneys received or collected by him*, unless a different rate be fixed by ordinance of the township commissioners, passed thirty days prior to his election.

Treasurer, compensation of.

APPROVED—The 7th day of June, A. D. 1907.

EDWIN S. STUART.

No. 305.

AN ACT

To regulate the maximum rate of fare to be charged for transportation of passengers by street railways companies or corporations, in the cities of the second class of the Commonwealth, and prescribing a penalty for the violation thereof.

Section 1. Be it enacted, &c., That on and after the passage of this act, no company or corporation operating a street railway in this Commonwealth shall charge, demand, or receive more than the sum of five cents per trip, or passage, from each passenger on said railway, within the corporate limits of any city of the second class in this Commonwealth, for a continuous ride in one car.

Cities of the second class.

Maximum rates of street railway companies.

Section 2. Any officer, director, or employe of such company, operating as aforesaid, who shall violate the provisions of this act shall be guilty of a misdemeanor, and, upon conviction thereof, shall be sentenced to pay a fine not exceeding the sum of five hundred dollars, for each and every offense, and to undergo an imprisonment not exceeding one year, either or both, in the discretion of the court.

Violations.

Misdemeanor.

Penalty.

Section 3. All acts or parts of acts inconsistent herewith be and the same are hereby repealed.

Repeal.

APPROVED—The 7th day of June, A. D. 1907.

EDWIN S. STUART.

No. 306.

AN ACT

Amending clause four of section twenty-nine of section one of an act, entitled "An act conferring upon certain fidelity, insurance, safety deposit, trust, and savings companies the powers and privileges of companies incorporated under the provisions of section twenty-nine of an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved April twenty-ninth, Anno Domini one thousand eight hundred and seventy-four, and of the supplements thereto," approved the twenty-seventh day of June, Anno Domini one thousand eight hundred and ninety-five (Pamphlet Laws, three hundred and ninety-nine).

Fidelity, insurance, safety deposit, trust, and savings companies.

Section 1. Be it enacted, &c., That clause four of section twenty-nine of section one of an act, entitled "An act conferring upon certain fidelity, insurance, safety deposit, trust, and savings companies the powers and privileges of companies incorporated under the provisions of section twenty-nine of an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved April twenty-ninth, Anno Domini one thousand eight hundred and seventy-four, and of the supplements thereto," approved the twenty-seventh day of June, Anno Domini one thousand eight hundred and ninety-five (Pamphlet Laws, three hundred and ninety-nine), which reads as follows:—

Clause 4, section 29, act of June 27, 1895, cited for amendment.

"Clause 4. That whenever any court shall appoint said companies assignees, receiver, guardian, executor, administrator, or to execute any trust whatever, the said court may in its discretion, or upon the application of any person interested, appoint a suitable person to investigate the affairs and management of the company so appointed, who shall report to such court the manner in which its investments are made and the security afforded to those by or for whom its engagements are held, and the expense of such investigation shall be defrayed by the said company; or the court may, if deemed necessary, examine the officers of said company, under oath or affirmation, as to the security aforesaid," be and the same is hereby amended so as to be and read as follows:—

Courts may direct Banking Commissioner to forward certified copy of last report of company.

Clause 4. That whenever any court shall appoint any such company assignee, receiver, guardian, executor, administrator, or to execute any trust whatever, the said court may, in its discretion, or upon the application of any person interested, issue under its seal a mandate to the Banking Commissioner of Pennsylvania, directing him to forward to said court a certified copy of the last report of such institution filed in his office, which said certified copy shall be filed at the number and term of said court at which such company shall have been approved by said court to act in such capacity; or the said court may, in its discretion, or

upon the application of any person interested, issue under the seal of said court a mandate to the Banking Commissioner, requiring him or one of the bank examiners of the State of Pennsylvania to investigate the affairs and management of the company so appointed or approved, who shall report to said court the manner in which its investments are made and the security afforded to those by and for whom its engagements are held, which said report shall be filed of record as hereinbefore provided; and the expense of such investigation, or certified copy of the last report so filed in the office of the Banking Commissioner of the State and hereby required to be furnished to said court, shall be defrayed by the company so examined or reported upon: Provided, however, That the fees or charges against such company for such certified copy from the Banking Commissioner's office shall not exceed the sum of one dollar for the first page and fifty cents for each additional page: And provided, further, That the expense of such special examination, as herein authorized to be required by said court, shall not exceed the compensation now allowed by law to the Banking Department for examination and report upon such institution: And provided, further, That no other persons shall be appointed or permitted to make such examinations.

Or may require investigation and report.

Expenses.

Proviso.

Fees.

Proviso.

Expenses.

Proviso.

APPROVED—The 7th day of June, A. D. 1907.

EDWIN S. STUART.

No. 307.

AN ACT

To require all water and water-power companies hereafter incorporated, or hereafter formed by merger and consolidation, or hereafter purchasing the property and franchises of any other such company, to designate the exact source of their supply of water or water-power; and to require all existing water and water-power companies, merging and consolidating or purchasing the property and franchises of any other such company, to accept the provisions of this act, and of the act approved April thirteenth, one thousand nine hundred and five, entitled "An act providing that the right of eminent domain, as respects the appropriation of streams, rivers, or waters, or the land covered thereby, shall not be exercised by water companies incorporated under law," and providing the manner in which water and water-power companies, subject to the provisions of this act, may secure a new or additional source of supply for their water or water-power.

Section 1. Be it enacted, &c., That from and after the passage of this act, no application for a charter for a corporation for the supply of water for the public, or for the supply, storage, and transportation of water and water-power for commercial and manufacturing

Water and water-power companies.

Applications for charter.

Approval of the
Water Supply
Commission.

Designation of
river, stream,
etc.

Merger and con-
solidation.

Approval of The
Water Supply
Commission.

Designation of
river, stream,
etc.

Stipulation.

Provided.

Acceptance of
this act and act
of April 13, 1905.

purposes, or for any other water or water-power company, shall be approved by the Governor, nor shall letters patent be issued thereon, unless said application is first submitted to, and has received the approval of, a majority of the members of The Water Supply Commission of Pennsylvania; nor unless said application shall contain, in addition to the statements now required to be made, the name of the river, stream, or other body of water, from which it is proposed to take or use water or water-power, and, as near as may be, the points on said river, stream, or other body of water, between which said water or water-power is proposed to be taken or used.

Section 2. That from and after the passage of this act, no agreement for the merger and consolidation of two or more corporations heretofore or hereafter formed for the supply of water to the public, or for the supply, storage, and transportation of water and water-power for commercial and manufacturing purposes, or of any other water or water-power companies, shall be approved by the Governor, nor shall letters patent be issued creating and erecting the parties to said agreement into a new corporation, unless said agreement is first submitted to, and has received the approval of, a majority of the members of The Water Supply Commission of Pennsylvania; nor unless said agreement shall designate the river, stream, or other body of water, from which it is proposed to take or use water or water-power thereafter, and also, as near as may be, the points on said river, stream, or other body of water, between which said water or water-power is proposed to be taken or used; nor unless said agreement shall stipulate that the right heretofore existing in any of the corporations, parties to said agreement, to take or use water or water-power from any river, stream, or other body of water, or portions thereof, not so designated, shall be and are thereby forfeited and surrendered, and shall revert to this Commonwealth: Provided, however, That no such agreement of merger and consolidation shall be approved by the said Water Supply Commission of Pennsylvania, nor by the Governor, until each of the corporations, parties thereto, shall have filed in the office of The Water Supply Commission of Pennsylvania a written acceptance, under the seal of said corporation and authorized by a majority of the stockholders thereof, both of this act and of the act approved April thirteenth, one thousand nine hundred and five, entitled "An act providing that the right of eminent domain, as respects the appropriation of streams, rivers, or waters, or the land covered thereby, shall not be exercised by water companies incorporated under law," agreeing to be subject to and bound by the provisions of both of said acts, with like

effect as if said corporations had been formed subsequently to the passage of both of said acts; and shall, also, have filed a certified copy of said acceptance in the office of the Secretary of the Commonwealth.

Filing of certified copy of acceptance.

Section 3. That from and after the passage of this act, no sale, assignment, disposition, transfer, and conveyance of the franchises, and all the property, real, personal, and mixed, of any corporation heretofore or hereafter formed for the supply of water to the public, or for the supply, storage, and transportation of water and water-power for commercial and manufacturing purposes, or of any other water or water-power company, to any other such corporation, shall be valid until a certificate, authorized by a majority of the stockholders of the corporation so purchasing, and duly executed by the President and Secretary thereof, under the seal of said corporation, designating the river, stream, or other body of water, and, as near as may be, the points on the said river, stream, or other body of water, between which it is proposed to take or use water or water-power thereafter, and stipulating that the right heretofore existing in either the corporation so purchasing or the corporations so selling to take or use water or water-power from any river, stream, or other body of water, or portions thereof, not so designated, shall be and are thereby forfeited and surrendered and shall revert to this Commonwealth, shall have been approved by a majority of the members of The Water Supply Commission of Pennsylvania and filed in the office of the Secretary of the Commonwealth: Provided, however, That no such certificate shall be approved by the said Water Supply Commission of Pennsylvania until the corporation so purchasing shall have filed in the office of the Water Supply Commission of Pennsylvania a written acceptance, under the seal of said corporation and authorized by a majority of the stockholders thereof, both of this act and of the act approved April thirteenth, one thousand nine hundred and five, entitled "An act providing that the right of eminent domain, as respects the appropriation of streams, rivers, or waters, or the land covered thereby, shall not be exercised by water companies incorporated under law," agreeing to be subject to and bound by the provisions of both of said acts, with like effect as if said corporation had been formed subsequently to the passage of both of said acts, and shall have filed a certified copy of said acceptance in the office of the Secretary of the Commonwealth.

Sale, assignment, transfer, etc.

Certificate.

Designation of stream, etc.

Stipulation.

Approval by Water Supply Commission.

Filing of acceptance.

Section 4. That any corporation for the supply of water to the public, or for the supply, storage and transportation of water and water-power for commercial and manufacturing purposes, or any other water or water-power companies, formed or created

New or additional source of supply.

Certified copy of resolution.

Approval.

Certificate of Secretary of the Commonwealth.

Recording of.

Proviso.

Proviso.

Repeal.

subsequently to the passage of this act, or subject to its provisions, requiring a new or additional source of supply for its water or water-power, may make application therefor by filing in the office of the Secretary of the Commonwealth a certified copy of a resolution of its stockholders, under the seal of said corporation—a duplicate of which shall also be filed in the office of The Water Supply Commission of Pennsylvania—setting forth the necessity for such new or additional source of supply, and the river, stream, or other body of water, and, as near as may be, the points on said river, stream, or other body of water, between which it is desired to take or use water or water-power; and if the application shall be approved by a majority of the members of The Water Supply Commission of Pennsylvania, it shall then be produced to the Governor, for his approval or disapproval; and if he shall approve the same, the Secretary of the Commonwealth shall issue a certificate that such new or additional source of supply has been duly authorized; and the said certificate shall then be recorded in the office of the Secretary of the Commonwealth, and in the office for the recording of deeds in and for the county in which said river, stream, or other body of water, or the portion thereof so authorized to be used, is situated, and shall thenceforth be deemed and taken to be a part of the charter or instrument on which said corporation was formed or created, to all intents or purposes as if the same had originally been a part thereof: Provided, That the rights or privileges granted under or by the provisions of this act shall in no wise prevent or prejudice the occupation of such source of supply of water by the State, for the purpose of promoting any system of inland navigation: And provided, further, That nothing in this act shall be construed to relieve any water company from complying with the requirements of the act of April twenty-second, one thousand nine hundred and five, entitled “An act to protect the purity of the waters of the State, for the protection of the public health.”

Section 5. All acts or parts of acts inconsistent herewith be and the same are hereby repealed.

APPROVED—The 7th day of June, A. D. 1907.

EDWIN S. STUART.

No. 308.

AN ACT

To amend sections one and three of the act, approved the first day of March, Anno Domini nineteen hundred and five, entitled an act "To provide for the appointment, by the district attorneys of the several counties of this Commonwealth having a population of over five hundred thousand and less than one million, of a special detective officer, and assistant special detective officers, not exceeding ten in number, making said special detective officers general police officers, with the same powers conferred on constables in cases of crime and criminal procedure, and defining their duties and fixing the salaries of the same, and authorizing the payment of necessary traveling expenses."

Section 1. Be it enacted, &c., That section one of the act, approved the first day of March, Anno Domini one thousand nine hundred and five, entitled "An act to provide for the appointment, by the district attorneys of the several counties of this Commonwealth having a population of over five hundred thousand and less than one million, of a special detective officer, and assistant special detective officers, not exceeding ten in number, making said special detective officers general police officers, with the same power conferred on constables in cases of crime and criminal procedure, and defining their duties and fixing the salaries of the same, and authorizing the payment of necessary traveling expenses," which reads as follows:—

Counties over
500,000 and less
than 1,000,000.

"Section 1. Be it enacted, &c., That the district attorneys of the several counties of this Commonwealth, having a population of over five hundred thousand and less than one million, may appoint an officer as a special detective, and assistant officers as assistant special detectives, not exceeding *ten* in number, in connection with their said offices; whose duties it shall be to assist in obtaining such evidence as shall be directed by the district attorneys, for the Commonwealth, in all criminal cases, and perform such other duties, within the scope of their powers as hereinafter defined, as may be directed by the said district attorneys," be and the same is hereby amended so as to read as follows:—

Section 1, act of
March 1, 1905,
cited for amend-
ment.

Section 1. Be it enacted, &c., That the district attorneys of the several counties of this Commonwealth, having a population of five hundred thousand and less than one million, may appoint an officer as a special detective, and assistant officers as assistant special detectives, not exceeding *fifteen* in number, in connection with their said offices, whose duties it shall be to assist in obtaining such evidence as shall be directed by the district attorneys, for the Commonwealth, in all criminal cases, and perform such other duties within the scope of their powers as hereinafter defined, as may be directed by the said district attorney.

District attorneys.

Appointment of
special detective
and assistants.

That section three of said act, which reads as follows: "The said special detective and assistant special detectives, so appointed, shall be subject to the orders of the district attorneys of the respective counties of this Commonwealth, and may be removed by them; and the said district attorneys may fill the vacancies so created by such removal or removals. Said special detective and assistant special detectives shall be entitled to receive no fees, whatever; but said special detective shall receive a salary of *twenty-five hundred* dollars per annum, and the assistant special detectives shall receive a salary of one hundred dollars per month each, together with all necessary traveling expenses, which said expenses shall be verified by the affidavits of the special detective or assistant special detectives incurring same, and approved by the district attorneys; the whole to be paid out of the treasury of the said counties of this Commonwealth, on a certificate issued by the respective district attorneys thereof, to the comptroller of said counties, who shall order warrants for said amounts so certified according to law," be and the same is hereby amended so as to read as follows:—

Section 3, act of
March 1, 1905,
cited for amend-
ment.

Removals.

Compensation.

Expenses.

The said special detective and assistant special detectives, so appointed, shall be subject to the orders of the district attorneys of the respective counties of the Commonwealth, and may be removed by them; and the said district attorneys may fill the vacancies so created by such removal or removals. Said special detective and assistant special detectives shall be entitled to receive no fees whatever; but said special detective shall receive a salary of *three thousand* dollars per annum, and the assistant special detectives shall receive a salary of one hundred *and twenty-five* dollars per month each, together with all necessary traveling expenses; which said expenses shall be verified by the affidavits of the special detective or assistant special detectives incurring the same, and approved by the district attorneys; the whole to be paid out of the treasury of the said counties of this Commonwealth, on a certificate issued by the respective district attorneys thereof, to the comptroller of said counties, who shall order warrants for said amounts so certified according to law.

APPROVED—The 7th day of June, A. D. 1907.

EDWIN S. STUART.

No. 309.

AN ACT

Requiring every person, firm, or unincorporated association of this Commonwealth, who shall hereafter engage in the banking business within this Commonwealth, to report to, and be under the supervision of, the Commissioner of Banking.

Section 1. Be it enacted, &c., That every person, firm, or unincorporated association in this Commonwealth, who shall hereafter engage in the banking business within this Commonwealth, and who shall hold themselves open to the public for the purpose of receiving money on deposit, or otherwise, shall report to, and be subject to the supervision of, the Commissioner of Banking and to the laws governing his office, at all times.

Banking.

Persons, firms, and unincorporated associations.

Subject to supervision of Commissioner of Banking

APPROVED—The 7th day of June, A. D. 1907.

EDWIN S. STUART.

No. 310.

AN ACT

Providing a method to secure possession of lands, buildings or other property acquired under the power of eminent domain.

Section 1. Be it enacted, &c., That when any municipality, corporation, or company, having the right to acquire lands, buildings or other property by virtue of the laws of eminent domain, has tendered a bond in sufficient sum to secure the owner or lessee for damages, and the same has been accepted, or, if the acceptance of said bond has been refused, and the same has been filed in and approved by the court, such municipality, corporation, or company shall have the right to immediate possession thereof. If the owner, lessee, or occupier shall refuse to remove his personal property therefrom, or give up possession thereof, the petitioner in the proceedings may serve written notice upon such owner, lessee, or his agent, or the occupier, to remove his personal property therefrom, and give up possession of said lands, buildings or other property, within sixty days from the date of the service of said notice.

Municipality, corporation, or company.

Right of eminent domain.

Bond.

Right of possession.

Notice to owner, lessee, or agent.

Section 2. That if the owner, lessee, or occupier of said lands, buildings or other property shall refuse or neglect to remove his personal property therefrom and give possession thereof, upon proof of the service of the notice, specified in section one of this act, in the office of the prothonotary for the county in which said lands,

Refusal or neglect to remove property, etc.

Proof of service of notice.

Issue of writ.

buildings or other property is located, a writ of habere facias possessionem shall forthwith issue, directing the sheriff to give to the party entitled thereto full and peaceable possession as is provided for by existing laws.

APPROVED—The 7th day of June, A. D. 1907.

EDWIN S. STUART.

No. 311.

AN ACT

To prevent physicians and surgeons from testifying, in civil cases, to communications made to them by their patients, except in civil cases brought by their patients for damages on account of personal injuries.

Physicians and surgeons.

Testimony in civil cases.

Consent of patient.

Section 1. Be it enacted, &c., That no person authorized to practice physics or surgery shall be allowed, in any civil case, to disclose any information which he acquired in attending the patient in a professional capacity, and which was necessary to enable him to act in that capacity, which shall tend to blacken the character of the patient, without consent of said patient, except in civil cases, brought by such patient, for damages on account of personal injuries.

Section 2. All acts or parts of acts inconsistent herewith are hereby repealed.

APPROVED—The 7th day of June, A. D. 1907.

EDWIN S. STUART.

No. 312.

AN ACT

Amending an act, entitled "An act to amend an act, entitled 'An act authorizing the county commissioners of the several counties of the Commonwealth to erect or complete and maintain a suitable monument at the county seat of each county, in memory of the soldiers, sailors, and marines of the late war,' approved the twenty-second day of May, Anno Domini one thousand eight hundred and ninety-five," and providing further, "That in counties having a population of over five hundred thousand and less than one million inhabitants said petition may pray for the erection of a memorial hall," approved the third day of April, Anno Domini one thousand nine hundred and three, to include counties having a population of fifty thousand or more.

Memorial hall.

Act of April 3, 1903, cited for amendment.

Section 1. Be it enacted, &c., "That upon the petition of at least fifty of the citizens, to the court of quarter sessions of any county in this Commonwealth, for the erection or completion of a monument in memory

of the soldiers and sailors of the late war, it shall be the duty of said court to lay said petition before the grand jury; and, if approved by two successive grand juries and said court, the county commissioners of said counties shall be authorized to erect, or complete any monument now partly erected but not completed, and maintain at the county seat a suitable monument, in memory of the soldiers and sailors of the late war of the rebellion from said county: Provided, however, That in counties having a population, as computed by the United States Census of the year one thousand nine hundred, of over *five hundred thousand and less than one million* inhabitants, said petition may pray for the erection of a memorial hall; and, if approved as above provided, the county commissioners of said county shall be authorized to acquire, by purchase or by the exercise or right of eminent domain, the necessary site, and shall be authorized to erect and maintain thereon, at the county seat, a suitable memorial hall or buildings, in memory of the soldiers and sailors of the late war of the rebellion from such counties," approved the third day of April Anno Domini one thousand nine hundred and three, be and the same is hereby amended to read as follows:—

Petition for monument.

Section 1. That upon the petition of at least fifty of the citizens, to the court, of quarter sessions of any county in this Commonwealth, for the erection or completion of a monument in memory of the soldiers, sailors *and marines* of the late war, and it shall be the duty of said court to lay said petition before the grand jury; and, if approved by two successive grand juries and said court, the county commissioners of said county shall be authorized to erect, or complete any monument now partly erected but not completed, and maintain at the county seat a suitable monument in memory of the soldiers, sailors *and marines* of the late war of the rebellion from said county: Provided, however, That in counties having a population, as computed by the United States Census of the year one thousand nine hundred, of *fifty thousand* or more inhabitants, said petition may pray for the erection of a memorial hall; and, if approved as above provided, the county commissioners of said county shall be authorized to acquire by purchase or by the exercise or right of eminent domain the necessary site, and shall be authorized to erect and maintain thereon, at the county seat, a suitable memorial hall or buildings, in memory of the soldiers and sailors of the late war of the rebellion from such counties.

Duty of court.

Duty of county commissioners.

Proviso.

Counties having a population of 50,000 or more.

APPROVED—The 7th day of June, A. D. 1907.

EDWIN S. STUART.

New or additional source of supply.

Certified copy of resolution.

Approval.

Certificate of Secretary of the Commonwealth.

Recording of.

Proviso.

Proviso.

Repeal.

subsequently to the passage of this act, or subject to its provisions, requiring a new or additional source of supply for its water or water-power, may make application therefor by filing in the office of the Secretary of the Commonwealth a certified copy of a resolution of its stockholders, under the seal of said corporation—a duplicate of which shall also be filed in the office of The Water Supply Commission of Pennsylvania—setting forth the necessity for such new or additional source of supply, and the river, stream, or other body of water, and, as near as may be, the points on said river, stream, or other body of water, between which it is desired to take or use water or water-power; and if the application shall be approved by a majority of the members of The Water Supply Commission of Pennsylvania, it shall then be produced to the Governor, for his approval or disapproval; and if he shall approve the same, the Secretary of the Commonwealth shall issue a certificate that such new or additional source of supply has been duly authorized; and the said certificate shall then be recorded in the office of the Secretary of the Commonwealth, and in the office for the recording of deeds in and for the county in which said river, stream, or other body of water, or the portion thereof so authorized to be used, is situated, and shall thenceforth be deemed and taken to be a part of the charter or instrument on which said corporation was formed or created, to all intents or purposes as if the same had originally been a part thereof: Provided, That the rights or privileges granted under or by the provisions of this act shall in no wise prevent or prejudice the occupation of such source of supply of water by the State, for the purpose of promoting any system of inland navigation: And provided, further, That nothing in this act shall be construed to relieve any water company from complying with the requirements of the act of April twenty-second, one thousand nine hundred and five, entitled “An act to protect the purity of the waters of the State, for the protection of the public health.”

Section 5. All acts or parts of acts inconsistent herewith be and the same are hereby repealed.

APPROVED—The 7th day of June, A. D. 1907.

EDWIN S. STUART.

No. 317.

AN ACT

To amend sections four, seventeen, eighteen, nineteen, twenty-one, twenty-six, twenty-nine, thirty-one, thirty-three, thirty-four, and thirty-six of an act, entitled "An act to establish a Board of Wardens for the port of Philadelphia, and for the regulation of pilots and pilotages, and for other purposes therein mentioned," approved the twenty-ninth day of March, one thousand eight hundred and three, and vesting the authority over pilots and pilotages in the bay and river Delaware in the Board of Commissioners of Navigation for the river Delaware and its navigable tributaries.

Section 1. Be it enacted, &c., That so much of an act, entitled "An act to establish a Board of Wardens for the port of Philadelphia, for the regulation of pilots and pilotages, and for other purposes therein mentioned," approved the twenty-ninth day of March, one thousand eight hundred and three, which reads as follows: —

Board of Commissioners of Navigation for the river Delaware.

"Section 4. And be it further enacted by the authority aforesaid, That there shall be a meeting of the said wardens on the first Monday in every month, and at such other times as the master warden may appoint; and the said wardens, three of whom shall be a quorum, when met, shall have full power and authority under the limitations hereinafter prescribed, to grant licenses to persons to act as pilots in the bay and river Delaware, and to make rules for their government while employed in that service, to decide all differences which may arise between masters, owners and consignees of ships or vessels and pilots, except in cases hereinafter excepted, to direct the mooring of ships and vessels in the harbor, and the order in which they shall lay, load or unload at the wharves, and to make, ordain and publish, such rules and regulations, and with such penalties for the breach thereof in the respect of the matters aforesaid, as they shall deem fitting and proper: Pro-

Section 4, act of March 29, 1803, cited for amendment.

vided, That such rules and regulations shall not be contrary to the Constitution and laws of the United States or this Commonwealth. Any person who shall contravene any decision or order of the said warden, or any person after conviction by the courts of this Commonwealth, shall be liable to a fine of not more than one hundred dollars, or to imprisonment for not more than thirty days, or to both such fine and imprisonment, at the discretion of the court.

Powers of Commissioners.

Rules and regulations.

Proviso.

Review by the court.

ries shall have full power and authority, under the limitations hereinafter prescribed, to grant licenses to persons to act as pilots in the bay and river Delaware, and to make rules for their government while employed in that service; to decide, on application of the parties in interest, all differences which may arise between masters, owners, and consignees of ships or vessels, and pilots, except in cases hereinafter excepted; and to make, ordain, and publish such rules and regulations, and with such penalties for the breach thereof in respect of the matters aforesaid, as they shall deem fitting and proper: Provided, That if any person or persons, whomsoever, shall have considered themselves aggrieved by any decision or penalty imposed, said person or persons shall have the right to have such decision or penalty reviewed by the court of common pleas of the county of Philadelphia; but proceedings for such review must be begun within thirty days after the decision is rendered or penalty imposed by the said Board of Commissioners of Navigation. After due notice to the parties in interest, and the hearing thereof, the court shall determine the subject matter, and shall make such order in the premises as they may think the said Board of Commissioners of Navigation should have made, and shall make such order for the payment of the costs, by one or more of the parties to the proceedings, as justice may require.

Section 2. Section seventeen of said act, which reads as follows:—

Section 17, act of March 29, 1803, cited for amendment.

“Section 17. And be it further enacted by the authority aforesaid, That every person exercising the profession of a pilot in the bay or river Delaware, shall within three months after the passing of this act, apply in person to the board of wardens for the port of Philadelphia, for a license to entitle him to follow that occupation, and that it shall be the duty of at least three of the said wardens, to examine every person so applying, as to his fitness in all respects to perform the duties of a pilot, and to grant license to all such as they shall deem qualified according to their respective abilities; those of the first class to persons capable of piloting ships or vessels of any practicable draught of water, those of the second class to persons capable of piloting ships or vessels drawing twelve feet of water or under, those of the third class to persons capable of piloting ships or vessels drawing nine feet or under; which licenses shall be in force for one year from the date thereof, and until the pilots respectively shall next after expiration of the year, arrive with any ship or vessel at the port of Philadelphia, and no longer; but every pilot delivering up his license shall be entitled to receive a new one in lieu thereof, giving like

security as hereinafter directed, unless it shall appear to the said wardens that the person applying is disqualified from exercising the duties of pilot; and if any person shall after the time herein prescribed for taking out licenses, exercise the profession of a pilot in the bay or river Delaware without such license, or at any time after his license shall have expired, he shall forfeit for every vessel which he shall undertake to pilot to or from the port of Philadelphia, the sum of thirty dollars, together with the pilotage to which he would be otherwise entitled, one-half to the use of the persons who shall sue for the same, and the other half for the use of decayed pilots, their widows and children," shall be amended to read as follows:—

Section 17. Every person not now a licensed pilot, and who desires to exercise the profession of pilot in the bay and river Delaware, shall apply in person to the aforesaid Board of Commissioners of Navigation, for a license to entitle him to follow that occupation; and it shall be the duty of the said Board of Commissioners of Navigation to call to their assistance as many pilots of the first class as they may see fit, not less than three in number, to examine every person so applying as to his fitness in all respects to perform the duties of a pilot, and to grant licenses to all such as they shall deem qualified, according to their respective abilities: those of the first class, to persons capable of piloting ships or vessels of any practicable draught of water; those of the second class, to persons capable of piloting ships or vessels drawing twelve feet of water, or under; which licenses shall be in force for one year from the date thereof, and until the pilots respectively shall, next after the expiration of the year, arrive with any ship or vessel at the port of Philadelphia, and no longer; but every pilot delivering up his license shall be entitled to receive a new one in lieu thereof, giving like security as hereinafter directed, unless it shall appear to the said Board of Commissioners of Navigation that the person applying is disqualified from exercising the duties of a pilot; and if any person shall in any manner exercise or attempt to exercise the profession of a pilot in the bay or river Delaware, except in vessels under seventy-five tons burden, without a license duly granted, or at any time after his license shall have expired, he shall be guilty of a misdemeanor, and, upon conviction thereof, he shall be imprisoned for not less than one month nor more than one year, and be fined a sum not exceeding two hundred dollars, at the discretion of the court.

Pilots' licenses.

Examinations.

Classes of license.

Term.

Violations.

Penalty.

Section 3. Section eighteen of said act, which reads as follows:—

Section 18, act of
March 29, 1802,
cited for amend-
ment.

"Section 18. And be it further enacted by the authority aforesaid, That no license of the first class shall be granted to any person who, at the time of the passing of this act, shall not be, or within three months previous thereto have been, a licensed pilot by virtue of the laws of this Commonwealth, or who shall not have served a regular apprenticeship of at least six years to a licensed pilot; nor any license of the second class, except to persons already licensed as aforesaid, or such as shall have served an apprenticeship of at least five years in manner aforesaid; nor any license of the third class, except to persons already licensed as aforesaid, or who shall have served an apprenticeship of at least four years in manner aforesaid; and all indentures of apprentices to pilots shall be recorded in the wardens' office, for which the master of such apprentices shall pay the sum of twenty-five cents, to be applied towards defraying the contingent expenses of the said wardens' office; nor shall any license be granted until the person applying shall have given bond, with one sufficient surety, to the Governor of the Commonwealth, in any sum not exceeding five hundred dollars, nor less than three hundred dollars, conditioned for the true and faithful performance of the duties and services required by this act, and that they will not be aiding or assisting in defrauding the revenue of the United States, and that they will deliver up the license to them granted when required by the wardens, in pursuance of the provisions of this act: Provided, That no person shall be entitled to a license as pilot for any branch, without first having, under the immediate inspection of his master or a pilot of the first branch, conducted a square-rigged vessel (at least brig-rigged) twice up and twice down the river," shall be amended to read as follows:—

Apprenticeship.

Section 18. No license shall be granted to any person to act as pilot in the bay and river Delaware, unless he has served a regular apprenticeship of six years on board a pilot-boat, and unless he has reached the age of twenty-one. All indentures of apprentices to pilots shall be recorded in the office of the president of the Board of Commissioners of Navigation aforesaid; nor shall any license be granted until the person applying shall have given bond, with one sufficient surety, to the said president, in any sum not exceeding five hundred dollars nor less than three hundred dollars, conditioned for the true and faithful performance of the duties and services required by this act, and that they will not be aiding or assisting in defrauding the revenue of the United States, and that they will deliver up the license to them granted when required by the said Board of Commissioners of Navigation in pursuance of the provisions of this act: Pro-

Bond.

Proviso.

vided, That no person shall be entitled to a license as pilot, for any branch, without first having, under the immediate inspection of his master or a pilot of the first branch, conducted a square-rigged vessel—at least brig-rigged—twice up and twice down the river Delaware.

Section 4. Section nineteen of said act, which reads as follows:—

“Section 19. And be it enacted by the authority aforesaid, That if any person having the license of a pilot shall, for the space of two weeks, refuse or wilfully neglect to execute the duties of a pilot, every such pilot, upon due proof thereof, shall forfeit his license; and if any pilot shall enter into any combination, with a view of preventing any other person from executing such duties, every such pilot, being thereof duly convicted, shall forfeit his license as a pilot for the bay or river Delaware; and if it should so happen that the number of pilots necessary for the port of Philadelphia should be reduced by decease, removal or otherwise, as to occasion much inconvenience to the trade of the State, in such case the warden of the said port, or any three or more of them, are hereby empowered, on such particular occasion as aforesaid, to grant certificates to such persons as they may find qualified to act as pilots, for the said space of six months, subject to be renewed if occasion should require it, and subject to the like rules, orders, and regulations, and liable to the like fines, penalties, and forfeitures, as other pilots, who shall be appointed by virtue of this act,” shall be amended to read as follows:—

Section 19, act of March 29, 1863, cited for amendment.

Section 19. If any person having a license as a pilot shall, for the space of two weeks, refuse or wilfully neglect to execute the duties of a pilot, every pilot, upon due proof thereof, shall forfeit his license; and if upon satisfactory proof being made to the said Board of Commissioners of Navigation that any pilot, while having charge of a ship or vessel, shall be intoxicated, it shall be the duty of the said Board of Commissioners of Navigation to suspend such pilot, for any term not less than one year, and, in case of such suspension, the pilot shall deliver to the said Board of Commissioners of Navigation his license, to be kept by them until the time for which he shall have been suspended shall have expired; and if a pilot is the second time intoxicated, while having charge of any ship or vessel, such pilot shall be deprived of his license, and be forever thereafter incapable of acting as a pilot in the bay and river Delaware; and if any pilot shall enter into any combination, with a view of preventing any other person from executing such duties, every such pilot, being thereof duly convicted,

Forfeiture of license.

Suspensions.

Second offense.

Licenses in case
of emergency.

shall forfeit his license as a pilot in the bay and river Delaware; and if it should happen that the number of pilots necessary for the port of Philadelphia should be reduced by decease, removal, or otherwise, as to occasion much inconvenience to the trade of the State, in such case the said Board of Commissioners of Navigation are hereby empowered to grant certificates to such person or persons as they may find qualified to act as pilots, for the space of six months, subject to be renewed if occasion should require it, and subject to the like rules, orders, and regulations, and liable to the like fines, penalties, and forfeitures, as other pilots who shall be appointed by virtue of this act.

Section 5. Section twenty-one of said act, which reads as follows:—

Section 21, act of
March 29, 1803,
cited for amend-
ment.

“Section 21. And be it further enacted by the authority aforesaid, That the pilot who shall first offer himself to any inward-bound ship or vessel shall be entitled to take charge thereof: Provided, His license shall authorize him to pilot ships or vessels of such draught of water, and it shall be the duty of such pilot, if required, to exhibit his license to the master or commander of such ship or vessel, and in case the draught of water of such ship or vessel shall be greater than such pilot shall be licensed to carry, he may nevertheless, with the consent of the master, take charge of such ship or vessel until a pilot duly qualified shall offer, and, if such qualified pilot shall offer before such ship or vessel shall have passed Reedy Island, he shall be received, and the former pilot entitled to pilotage according to the distance he may have conducted such ship or vessel, and the latter to the residue of the pilotage, which shall be ascertained by the master warden for the time being; and the master or commander of such ship or vessel shall display the signal for the pilot heretofore used, until a pilot duly qualified shall offer, and if the said master or commander shall refuse or neglect so to do, or shall refuse or neglect to receive a pilot duly qualified, the master, owner, or consignee of such ship or vessel shall forfeit and pay to the wardens aforesaid a sum equal to the half pilotage of such ship or vessel, to the use of the Society for the Relief of Distressed and Decayed Pilots, their widows and children, to be recovered as pilotage in the manner hereinafter directed; and in all cases when extraordinary services have been rendered by any pilot, the board of wardens shall, in case the parties shall not agree, determine the compensation to be allowed for such service, and the pilot shall inform the master of every vessel he shall conduct to the port of Philadelphia of the rules and regulations necessary in reporting at the warden’s office,” shall be amended to read as follows:—

Section 21. That the pilot who shall first offer himself to any inward-bound ship or vessel shall be entitled to take charge thereof, except as hereinafter excepted: Provided, His license shall authorize him to pilot ships or vessels of such draught of water; and it shall be the duty of such pilot, if required so to do, to exhibit his license to the master or commander of such ship or vessel; and, in case the draught of water of such ship or vessel shall be greater than such pilot shall be licensed to carry, he may nevertheless, with the consent of the master, take charge of such ship or vessel until a pilot duly qualified shall offer. In all cases when extraordinary services have been rendered by any pilot or pilots, the said Board of Commissioners of Navigation shall, in case the parties cannot agree, determine the compensation to be allowed for such services; and the pilot shall inform the master of every vessel he shall conduct to the port of Philadelphia of the rules and regulations necessary in reporting at the office of the president of the Board of Commissioners of Navigation.

Pilot first offering.

Proviso.

Extraordinary services.

Compensation.

Section 6. Section twenty-six of said act, which reads as follows:—

“Section 26. And be it further enacted by the authority aforesaid, That from and after the passing of this act, there shall be paid by every pilot obtaining a license or branch, to authorize him to act as a pilot for the bay and river Delaware, the sum of fifty cents, to be applied to the support of the warden’s office,” shall be amended to read as follows:—

Section 26, act of March 29, 1803, cited for amendment.

Section 26. From and after the passage of this act, there shall be paid by every pilot obtaining a license or branch, to authorize him to act as a pilot in the bay and river Delaware, the sum of fifty cents, to be paid to the Board of Commissioners of Navigation.

Fees.

Section 7. Section twenty-nine of said act, which reads as follows:—

“Section 29. And be it further enacted by the authority aforesaid, That every ship or vessel arriving from or bound to any foreign port or place, and every ship or vessel of the burden of seventy-five tons or more, sailing from or bound to any port not within the river Delaware, shall be obliged to receive a pilot; and it shall be the duty of the master of every such ship or vessel, within thirty-six hours after the arrival of such ship or vessel at the city of Philadelphia, to make report to the master warden of the name of such ship or vessel, her draught of water, and the name of the pilot who shall have conducted her to the port, and where any such vessel shall be outward-bound, the master of such vessel shall make known to the wardens the name of such vessel, and of the pilot who is to conduct her to the capes, and her draught of water at the

Section 29, act of March 29, 1803, cited for amendment.

No. 315.

AN ACT

Authorizing cities of this Commonwealth to purchase, acquire, take, use, and appropriate private property, for the purposes of making, enlarging, extending, and maintaining public parks, parkways, and playgrounds; authorizing the said cities to purchase, acquire, take, use, and appropriate neighboring private property, within two hundred feet of the boundary lines of such public parks, parkways and playgrounds, in order to protect the same by resale, with restrictions; authorizing the resale of such neighboring property, with such restrictions in the deeds of resale in regard to the use thereof as will protect such public park, parkways, and playgrounds; and providing for the manner of ascertaining, determining, awarding, and paying compensation and damages in all cases where property is taken, used, and appropriated for the said purposes.

Cities.

Acquirement of private property.

Proviso.

Annexation.

Proviso.

Poorhouse property.

Section 1. Be it enacted, &c., That it shall be lawful for, and the right is hereby conferred upon, the cities of this Commonwealth to purchase, acquire, enter upon, take, use, and appropriate private property, for the purpose of making, enlarging, extending, and maintaining public parks, parkways, and playgrounds within the corporate limits of such cities, whenever the councils thereof shall, by ordinance or joint resolution, determine thereon: Provided, That where such private property is outside of the city, it may be annexed thereto by ordinance of said city: And provided, That where any poorhouse properties are so taken, and such cities shall have made adequate provisions for thereafter accommodating and supporting the poor of the districts, wards, and townships within such cities, wherein such poorhouses are located, nominal damages only shall be allowed for such taking, and the land shall be held on condition that such city shall continue to make adequate provisions for the poor of such districts, wards, or townships.

Neighboring private property.

Proviso.

Ordinance or resolution.

Section 2. It shall be lawful for, and the right is hereby conferred upon, cities of this Commonwealth to purchase, acquire, enter upon, take, use, and appropriate neighboring private property, within two hundred feet of the boundary lines of such property so taken, used, and appropriated for public parks, parkways, and playgrounds, in order to protect the same by the resale of such neighboring property with restrictions, whenever the councils thereof shall, by ordinance or joint resolution, determine thereon: Provided, That in the said ordinance or joint resolution, the councils thereof shall declare that the control of such neighboring property, within two hundred feet of the boundary lines of such public parks, parkways, or playgrounds, is reasonably necessary, in order to protect such public parks, parkways, or playgrounds, their environs, the preservation of the view, appearance, light, air, health, or usefulness thereof.

Section 3. That it shall be lawful for, and the right is hereby conferred upon, the cities of this Commonwealth to resell such neighboring property, with such restrictions in the deeds of resale in regard to the use thereof as will fully insure the protection of such public parks, parkways, and playgrounds, their environs, the preservation of the view, appearance, light, air, health and usefulness thereof, whenever the councils thereof shall, by ordinance or joint resolution, determine thereon. Right of resale.

Section 4. The taking, using, and appropriating, by the right of eminent domain as herein provided, of private property for the purpose of making, enlarging, extending, and maintaining public parks, parkways, and playgrounds, and of neighboring property, within two hundred feet of the boundary lines of such public parks, parkways, and playgrounds, in order to protect such public parks, parkways, and playgrounds, their environs, the preservation of the view, appearance, light, air, health, and usefulness thereof, by reselling such neighboring property, with such restrictions in the deeds of resale as will protect said property, so taken for the aforesaid purpose, is hereby declared to be taking, using, and appropriating of such private property for public use: Property declared appropriated for public use. Provided, however, That the proceeds arising from the resale of any such property, so taken, shall be deposited in the treasury of said cities, and be subject to general appropriation by the councils of said city. Proviso.

Section 5. In all cases wherein cities of this Commonwealth shall hereafter take, use, and appropriate private property for the aforesaid purposes, by ordinance or joint resolution, if the compensation and damages arising therefrom cannot be agreed upon by the owners thereof and such cities, such compensation and damages shall be considered, ascertained, determined, awarded, and paid in the manner provided in an act entitled "An act providing for the manner of ascertaining, determining, awarding, and paying compensation and damages in all cases where municipalities of this Commonwealth may hereafter be authorized by law to take, use, and appropriate private property for the purpose of making, enlarging, and maintaining public parks within the corporate limits of such municipality," approved the eighth day of June, Anno Domini one thousand eight hundred and ninety-five. When compensation for damages cannot be agreed upon.

Section 6. All acts or parts of acts inconsistent herewith are hereby repealed.

APPROVED—The 8th day of June, A. D. 1907.

EDWIN S. STUART.

No. 316.

AN ACT

To amend an act, entitled "An act for the creation and government of a Division of the State Library, for the preservation of public records," approved the fourteenth day of April, Anno Domini one thousand nine hundred and three.

Division of Public Records.

Section 1. Be it enacted, &c., That section six of the act, entitled "An act for the creation and government of a Division of the State Library, for the preservation of public records," approved the fourteenth day of April, Anno Domini one thousand nine hundred and three, which reads as follows:—

Section 6. act of April 14, 1903, cited for amendment.

"Section 6. That the Governor shall appoint, annually, an advisory commission of public records, who shall serve without compensation, composed of *five* persons of known knowledge of and interest in the preservation of all public records, whose duty it shall be to meet with the trustees and the State Librarian, at least once a year, at such time as the Governor shall arrange, and who shall make such additional recommendations to the Legislature as shall be deemed wise for the further preservation of all public records throughout the State. The State Librarian shall be the secretary of this meeting and of all meetings of the trustees," be amended so as to substitute the word "seven" for the word "five," so that the same shall read:—

Advisory commission.

Section 6. That the Governor shall appoint, annually, an advisory commission of public records, who shall serve without compensation, composed of ~~seven~~ members of known knowledge of and interest in the preservation of all public records, whose duty it shall be to meet with the trustees and the State Librarian, at least once a year, at such time as the Governor shall arrange, and who shall make such additional recommendations to the Legislature as shall be deemed wise for the further preservation of all public records throughout the State. The State Librarian shall be secretary of this meeting and of all meetings of the trustees.

Duty of.

APPROVED—The 8th day of June, A. D. 1907.

EDWIN S. STUART.

No. 317.

AN ACT

To amend sections four, seventeen, eighteen, nineteen, twenty-one, twenty-six, twenty-nine, thirty-one, thirty-three, thirty-four, and thirty-six of an act, entitled "An act to establish a Board of Wardens for the port of Philadelphia, and for the regulation of pilots and pilotages, and for other purposes therein mentioned," approved the twenty-ninth day of March, one thousand eight hundred and three, and vesting the authority over pilots and pilotages in the bay and river Delaware in the Board of Commissioners of Navigation for the river Delaware and its navigable tributaries.

Section 1. Be it enacted, &c., That so much of an act, entitled "An act to establish a Board of Wardens for the port of Philadelphia, for the regulation of pilots and pilotages, and for other purposes therein mentioned," approved the twenty-ninth day of March, one thousand eight hundred and three, which reads as follows:—

Board of Commissioners of Navigation for the river Delaware.

"Section 4. And be it further enacted by the authority aforesaid, That there shall be a meeting of the said wardens on the first Monday in every month, and at such other times as the master warden may appoint; and the said wardens, three of whom shall be a quorum, when met, shall have full power and authority under the limitations hereinafter prescribed, to grant licenses to persons to act as pilots in the bay and river Delaware, and to make rules for their government while employed in that service, to decide all differences which may arise between masters, owners and consignees of ships or vessels and pilots, except in cases hereinafter excepted, to direct the mooring of ships and vessels in the harbor, and the order in which they shall lay, load or unload at the wharves, and to make, ordain and publish, such rules and regulations, and with such penalties for the breach thereof in the respect of the matters aforesaid, as they shall deem fitting and proper: Provided, That such rules and regulations shall not be contrary to the Constitution and laws of the United States or this Commonwealth: Provided also, That if any person whomsoever shall conceive himself aggrieved, by any decision or penalty made, given and imposed by the said wardens, such person may, except in cases hereinafter excepted, within six days, appeal therefrom to the court of common pleas of the county of Philadelphia, and on such appeal the like security shall be entered and the like proceedings had, as in the case of an appeal from the judgment of a justice of the peace, for a debt or demand not exceeding ten pounds," shall be amended to read as follows:—

Section 4, act of March 29, 1803, cited for amendment.

Section 4. The Board of Commissioners of Navigation for the river Delaware and its navigable tributa-

Powers of Commissioners.

Rules and regulations.

Proviso.

Review by the court.

ries shall have full power and authority, under the limitations hereinafter prescribed, to grant licenses to persons to act as pilots in the bay and river Delaware, and to make rules for their government while employed in that service; to decide, on application of the parties in interest, all differences which may arise between masters, owners, and consignees of ships or vessels, and pilots, except in cases hereinafter excepted; and to make, ordain, and publish such rules and regulations, and with such penalties for the breach thereof in respect of the matters aforesaid, as they shall deem fitting and proper: Provided, That if any person or persons, whomsoever, shall have considered themselves aggrieved by any decision or penalty imposed, said person or persons shall have the right to have such decision or penalty reviewed by the court of common pleas of the county of Philadelphia; but proceedings for such review must be begun within thirty days after the decision is rendered or penalty imposed by the said Board of Commissioners of Navigation. After due notice to the parties in interest, and the hearing thereof, the court shall determine the subject matter, and shall make such order in the premises as they may think the said Board of Commissioners of Navigation should have made, and shall make such order for the payment of the costs, by one or more of the parties to the proceedings, as justice may require.

Section 2. Section seventeen of said act, which reads as follows:—

Section 17, act of March 29, 1803, cited for amendment.

“Section 17. And be it further enacted by the authority aforesaid, That every person exercising the profession of a pilot in the bay or river Delaware, shall within three months after the passing of this act, apply in person to the board of wardens for the port of Philadelphia, for a license to entitle him to follow that occupation, and that it shall be the duty of at least three of the said wardens, to examine every person so applying, as to his fitness in all respects to perform the duties of a pilot, and to grant license to all such as they shall deem qualified according to their respective abilities; those of the first class to persons capable of piloting ships or vessels of any practicable draught of water, those of the second class to persons capable of piloting ships or vessels drawing twelve feet of water or under, those of the third class to persons capable of piloting ships or vessels drawing nine feet or under; which licenses shall be in force for one year from the date thereof, and until the pilots respectively shall next after expiration of the year, arrive with any ship or vessel at the port of Philadelphia, and no longer; but every pilot delivering up his license shall be entitled to receive a new one in lieu thereof, giving like

security as hereinafter directed, unless it shall appear to the said wardens that the person applying is disqualified from exercising the duties of pilot; and if any person shall after the time herein prescribed for taking out licenses, exercise the profession of a pilot in the bay or river Delaware without such license, or at any time after his license shall have expired, he shall forfeit for every vessel which he shall undertake to pilot to or from the port of Philadelphia, the sum of thirty dollars, together with the pilotage to which he would be otherwise entitled, one-half to the use of the persons who shall sue for the same, and the other half for the use of decayed pilots, their widows and children," shall be amended to read as follows:—

Section 17. Every person not now a licensed pilot, and who desires to exercise the profession of pilot in the bay and river Delaware, shall apply in person to the aforesaid Board of Commissioners of Navigation, for a license to entitle him to follow that occupation; and it shall be the duty of the said Board of Commissioners of Navigation to call to their assistance as many pilots of the first class as they may see fit, not less than three in number, to examine every person so applying as to his fitness in all respects to perform the duties of a pilot, and to grant licenses to all such as they shall deem qualified, according to their respective abilities: those of the first class, to persons capable of piloting ships or vessels of any practicable draught of water; those of the second class, to persons capable of piloting ships or vessels drawing twelve feet of water, or under; which licenses shall be in force for one year from the date thereof, and until the pilots respectively shall, next after the expiration of the year, arrive with any ship or vessel at the port of Philadelphia, and no longer; but every pilot delivering up his license shall be entitled to receive a new one in lieu thereof, giving like security as hereinafter directed, unless it shall appear to the said Board of Commissioners of Navigation that the person applying is disqualified from exercising the duties of a pilot; and if any person shall in any manner exercise or attempt to exercise the profession of a pilot in the bay or river Delaware, except in vessels under seventy-five tons burden, without a license duly granted, or at any time after his license shall have expired, he shall be guilty of a misdemeanor, and, upon conviction thereof, he shall be imprisoned for not less than one month nor more than one year, and be fined a sum not exceeding two hundred dollars, at the discretion of the court.

Pilots' licenses.

Examinations.

Classes of license.

Term.

Violations.

Penalty.

Section 3. Section eighteen of said act, which reads as follows:—

Section 18, act of
March 29, 1802,
cited for amend-
ment.

"Section 18. And be it further enacted by the authority aforesaid, That no license of the first class shall be granted to any person who, at the time of the passing of this act, shall not be, or within three months previous thereto have been, a licensed pilot by virtue of the laws of this Commonwealth, or who shall not have served a regular apprenticeship of at least six years to a licensed pilot; nor any license of the second class, except to persons already licensed as aforesaid, or such as shall have served an apprenticeship of at least five years in manner aforesaid; nor any license of the third class, except to persons already licensed as aforesaid, or who shall have served an apprenticeship of at least four years in manner aforesaid; and all indentures of apprentices to pilots shall be recorded in the wardens' office, for which the master of such apprentices shall pay the sum of twenty-five cents, to be applied towards defraying the contingent expenses of the said wardens' office; nor shall any license be granted until the person applying shall have given bond, with one sufficient surety, to the Governor of the Commonwealth, in any sum not exceeding five hundred dollars, nor less than three hundred dollars, conditioned for the true and faithful performance of the duties and services required by this act, and that they will not be aiding or assisting in defrauding the revenue of the United States, and that they will deliver up the license to them granted when required by the wardens, in pursuance of the provisions of this act: Provided, That no person shall be entitled to a license as pilot for any branch, without first having, under the immediate inspection of his master or a pilot of the first branch, conducted a square-rigged vessel (at least brig-rigged) twice up and twice down the river," shall be amended to read as follows:—

Apprenticeship.

Bond.

Proviso.

Section 18. No license shall be granted to any person to act as pilot in the bay and river Delaware, unless he has served a regular apprenticeship of six years on board a pilot-boat, and unless he has reached the age of twenty-one. All indentures of apprentices to pilots shall be recorded in the office of the president of the Board of Commissioners of Navigation aforesaid; nor shall any license be granted until the person applying shall have given bond, with one sufficient surety, to the said president, in any sum not exceeding five hundred dollars nor less than three hundred dollars, conditioned for the true and faithful performance of the duties and services required by this act, and that they will not be aiding or assisting in defrauding the revenue of the United States, and that they will deliver up the license to them granted when required by the said Board of Commissioners of Navigation in pursuance of the provisions of this act: Pro-

vided, That no person shall be entitled to a license as pilot, for any branch, without first having, under the immediate inspection of his master or a pilot of the first branch, conducted a square-rigged vessel—at least brig-rigged—twice up and twice down the river Delaware.

Section 4. Section nineteen of said act, which reads as follows:—

“Section 19. And be it enacted by the authority aforesaid, That if any person having the license of a pilot shall, for the space of two weeks, refuse or wilfully neglect to execute the duties of a pilot, every such pilot, upon due proof thereof, shall forfeit his license; and if any pilot shall enter into any combination, with a view of preventing any other person from executing such duties, every such pilot, being thereof duly convicted, shall forfeit his license as a pilot for the bay or river Delaware; and if it should so happen that the number of pilots necessary for the port of Philadelphia should be reduced by decease, removal or otherwise, as to occasion much inconvenience to the trade of the State, in such case the warden of the said port, or any three or more of them, are hereby empowered, on such particular occasion as aforesaid, to grant certificates to such persons as they may find qualified to act as pilots, for the said space of six months, subject to be renewed if occasion should require it, and subject to the like rules, orders, and regulations, and liable to the like fines, penalties, and forfeitures, as other pilots, who shall be appointed by virtue of this act,” shall be amended to read as follows:—

Section 19, act of March 29, 1803, cited for amendment.

Section 19. If any person having a license as a pilot shall, for the space of two weeks, refuse or wilfully neglect to execute the duties of a pilot, every pilot, upon due proof thereof, shall forfeit his license; and if upon satisfactory proof being made to the said Board of Commissioners of Navigation that any pilot, while having charge of a ship or vessel, shall be intoxicated, it shall be the duty of the said Board of Commissioners of Navigation to suspend such pilot, for any term not less than one year, and, in case of such suspension, the pilot shall deliver to the said Board of Commissioners of Navigation his license, to be kept by them until the time for which he shall have been suspended shall have expired; and if a pilot is the second time intoxicated, while having charge of any ship or vessel, such pilot shall be deprived of his license, and be forever thereafter incapable of acting as a pilot in the bay and river Delaware; and if any pilot shall enter into any combination, with a view of preventing any other person from executing such duties, every such pilot, being thereof duly convicted,

Forfeiture of license.

Suspensions.

Second offense.

Licenses in case
of emergency.

shall forfeit his license as a pilot in the bay and river Delaware; and if it should happen that the number of pilots necessary for the port of Philadelphia should be reduced by decease, removal, or otherwise, as to occasion much inconvenience to the trade of the State, in such case the said Board of Commissioners of Navigation are hereby empowered to grant certificates to such person or persons as they may find qualified to act as pilots, for the space of six months, subject to be renewed if occasion should require it, and subject to the like rules, orders, and regulations, and liable to the like fines, penalties, and forfeitures, as other pilots who shall be appointed by virtue of this act.

Section 5. Section twenty-one of said act, which reads as follows:—

Section 21, act of
March 29, 1803,
cited for amend-
ment.

“Section 21. And be it further enacted by the authority aforesaid, That the pilot who shall first offer himself to any inward-bound ship or vessel shall be entitled to take charge thereof: Provided, His license shall authorize him to pilot ships or vessels of such draught of water, and it shall be the duty of such pilot, if required, to exhibit his license to the master or commander of such ship or vessel, and in case the draught of water of such ship or vessel shall be greater than such pilot shall be licensed to carry, he may nevertheless, with the consent of the master, take charge of such ship or vessel until a pilot duly qualified shall offer, and, if such qualified pilot shall offer before such ship or vessel shall have passed Reedy Island, he shall be received, and the former pilot entitled to pilotage according to the distance he may have conducted such ship or vessel, and the latter to the residue of the pilotage, which shall be ascertained by the master warden for the time being; and the master or commander of such ship or vessel shall display the signal for the pilot heretofore used, until a pilot duly qualified shall offer, and if the said master or commander shall refuse or neglect so to do, or shall refuse or neglect to receive a pilot duly qualified, the master, owner, or consignee of such ship or vessel shall forfeit and pay to the wardens aforesaid a sum equal to the half pilotage of such ship or vessel, to the use of the Society for the Relief of Distressed and Decayed Pilots, their widows and children, to be recovered as pilotage in the manner hereinafter directed; and in all cases when extraordinary services have been rendered by any pilot, the board of wardens shall, in case the parties shall not agree, determine the compensation to be allowed for such service, and the pilot shall inform the master of every vessel he shall conduct to the port of Philadelphia of the rules and regulations necessary in reporting at the warden's office,” shall be amended to read as follows:—

Section 21. That the pilot who shall first offer himself to any inward-bound ship or vessel shall be entitled to take charge thereof, except as hereinafter excepted: Provided, His license shall authorize him to pilot ships or vessels of such draught of water; and it shall be the duty of such pilot, if required so to do, to exhibit his license to the master or commander of such ship or vessel; and, in case the draught of water of such ship or vessel shall be greater than such pilot shall be licensed to carry, he may nevertheless, with the consent of the master, take charge of such ship or vessel until a pilot duly qualified shall offer. In all cases when extraordinary services have been rendered by any pilot or pilots, the said Board of Commissioners of Navigation shall, in case the parties cannot agree, determine the compensation to be allowed for such services; and the pilot shall inform the master of every vessel he shall conduct to the port of Philadelphia of the rules and regulations necessary in reporting at the office of the president of the Board of Commissioners of Navigation.

Pilot first offering.

Proviso.

Extraordinary services.

Compensation.

Section 6. Section twenty-six of said act, which reads as follows:—

“Section 26. And be it further enacted by the authority aforesaid, That from and after the passing of this act, there shall be paid by every pilot obtaining a license or branch, to authorize him to act as a pilot for the bay and river Delaware, the sum of fifty-cents, to be applied to the support of the warden’s office,” shall be amended to read as follows:—

Section 26, act of March 29, 1803, cited for amendment.

Section 26. From and after the passage of this act, there shall be paid by every pilot obtaining a license or branch, to authorize him to act as a pilot in the bay and river Delaware, the sum of fifty cents, to be paid to the Board of Commissioners of Navigation.

Fees.

Section 7. Section twenty-nine of said act, which reads as follows:—

“Section 29. And be it further enacted by the authority aforesaid, That every ship or vessel arriving from or bound to any foreign port or place, and every ship or vessel of the burden of seventy-five tons or more, sailing from or bound to any port not within the river Delaware, shall be obliged to receive a pilot; and it shall be the duty of the master of every such ship or vessel, within thirty-six hours after the arrival of such ship or vessel at the city of Philadelphia, to make report to the master warden of the name of such ship or vessel, her draught of water, and the name of the pilot who shall have conducted her to the port, and where any such vessel shall be outward-bound, the master of such vessel shall make known to the wardens the name of such vessel, and of the pilot who is to conduct her to the capes, and her draught of water at the

Section 29, act of March 29, 1803, cited for amendment.

time; and it shall be the duty of the wardens to enter every such vessel in a book, to be by them kept for that purpose, without fee or reward; and if the master of any ship or vessel shall neglect to make such report, he shall forfeit and pay the sum of sixty dollars, and if the master of any such ship or vessel shall refuse or neglect to take pilot, the master, owner or consignee of such vessel shall forfeit and pay, to the wardens aforesaid, a sum equal to the half pilotage of such ship or vessel, to the use of the society for the relief of distressed and decayed pilots, their widows and children, to be recovered as pilotage in the manner hereinafter directed: Provided always, That where it shall appear to the wardens that, in case of an inward-bound vessel, a pilot did not offer before she reached Reedy Island, or, in case of an outward-bound vessel, that a pilot could not be obtained for twenty-four hours after such vessel was ready to depart, the penalty aforesaid for not having a pilot shall not be incurred," shall be amended to read as follows:—

Vessels which shall receive a pilot.

Report of masters.

Record.

Proviso.

Section 29. Every ship or vessel arriving from or bound to any foreign port or place shall be obliged to receive a pilot, except as hereinafter excepted; and it shall be the duty of the master of every ship or vessel, within thirty-six hours next after the arrival of any ship or vessel at the port of Philadelphia, to make a report to the said Board of Commissioners of Navigation of the name of such ship or vessel, her draught of water, and the name of the pilot who shall have conducted her to the port; and, where any such ship or vessel shall be outward-bound, the master of such ship or vessel shall make known to the said Board of Commissioners of Navigation her name, and the name of the pilot who is to conduct her to the Capes, and her draught of water at that time; and it shall be the duty of the president of the said Board of Commissioners of Navigation to enter every such ship or vessel in a book, to be kept by him for that purpose, without fee or reward; and if a master of any ship or vessel shall fail to make such report, he shall forfeit and pay the sum of ten dollars:

Provided, That a ship or vessel inward-bound, to any port or place on the bay or river Delaware, which is not spoken or offered the services of a pilot outside of a straight line drawn from Cape May Light to Cape Henlopen Light, shall be exempt from the duty of taking a pilot; and the vessel, as well as her master, owners, agents, or consignees, shall be exempt from the duty of paying pilotage, half-pilotage, or any penalty whatsoever, in case of her neglect or refusal so to do:

Proviso.

Provided, further, That any ship or vessel employed in or licensed for the coasting-trade, or any ship or

vessel solely coal-laden with coal mined in the United States, shall be exempt from the duty of employing a pilot; and the vessel, as well as her master, owners, agents, or consignees, shall be exempt from the duty of paying pilotage, half-pilotage, or any penalty whatsoever, in case of their neglect or refusal so to do, except ships or vessels under register, bound to or from the States or Territories of the United States, on the Pacific Ocean; but any ship or vessel voluntarily taking a pilot shall pay the same fees for pilotage as are prescribed in case of a vessel bound to or from a foreign port.

Section 8. Section thirty-one of said act, which reads as follows:—

“Section 31. And be it further enacted by the authority aforesaid, That if any pilot shall misbehave in the execution of his duty, so that damage shall accrue by reason of his negligence or incapacity, it shall and may be lawful for the person or persons injured or aggrieved, to complain to the wardens, who shall thereupon appoint a place of hearing, of which due notice shall be given such pilot, and, upon due proof being made thereof to the wardens, it shall be lawful for them to fine such pilot in any sum not exceeding the amount of pilotage of the ship or vessel to which damage shall have happened, for the use of decayed pilots, their wives and children, or to suspend such pilot for any term which the wardens may think proper, and in every case of suspension the pilot shall deliver up his license to the wardens, to be by them kept till the time for which he may have been suspended shall have expired: Provided always, That nothing herein contained shall be so construed as to prevent the owner or consignee of any vessel, or any other person or persons, from recovering his or their damages in any court having jurisdiction of the same,” shall be amended to read as follows:

Section 31, act of March 29, 1803, cited for amendment.

Section 31. If any pilot shall misbehave himself in the execution of his duty, so that damage shall accrue by reason of his negligence or incapacity, it shall be lawful for the person or persons injured or aggrieved to complain to the said Board of Commissioners of Navigation, who shall thereupon appoint a time and place of hearing, of which due notice shall be given such pilot, and, upon due proof being made thereof to the said Board of Commissioners of Navigation, it shall be lawful for them to fine such pilot, in any sum not exceeding the amount of the pilotage of the ship or vessel to which such damage shall have happened, for the use of decayed pilots, their widows and children, or to suspend such pilot for any term which the said Board of Commissioners of Navigation may deem proper; and in every case of suspension the pilot shall

Misbehavior of pilots.

Hearing.

Fine.

Suspension.

Proviso.

Review.

Proviso.

deliver up his license to the said Board of Commissioners of Navigation, to be by them kept till the time for which he may have been suspended shall have expired: Provided always, That any one who shall consider himself aggrieved by the decision of the said Board of Commissioners of Navigation shall have the right to have such decision reviewed by the court of common pleas of the said county of Philadelphia: And provided further, Nothing herein shall prevent any person or persons recovering his or their damages in a court having jurisdiction over the same.

Section 9. Section thirty-three of said act, which reads as follows:—

Section 33, act of March 29, 1803, cited for amendment.

“Section 33. And be it further enacted by the authority aforesaid, That every pilot, who shall pilot any ship or vessel to the port of Philadelphia, shall within forty-eight hours next after her arrival at the said port, make report thereof to the warden’s office, specifying the name of the master and vessel, and to the best of his information the number of persons on board such vessel; and if any pilot shall neglect or refuse so to do, or knowingly make a false report, he shall forfeit and pay for every such offense the sum of twelve dollars, for the use of decayed pilots, their widows and children, to be recovered as other fines and forfeitures are by this act recoverable,” shall be amended to read as follows:—

Pilot’s report.

Section 33. Every pilot that shall pilot any ship or vessel to the port of Philadelphia shall, within forty-eight hours next after her arrival at the said port, make report thereof to the said Board of Commissioners of Navigation, specifying the names of the master and ship or vessel, and, to the best of his information, the number of persons on board such ship or vessel; and if any pilot shall neglect or refuse so to do, or knowingly make a false report, he shall forfeit and pay, for every such offense, the sum of twelve dollars, for the use of decayed pilots, their widows and children, to be recovered as other fines and forfeitures are by this act recoverable.

Neglect, etc.

Fine.

Section 10. Section thirty-four of said act, which reads as follows:—

Section 34, act of March 29, 1803, cited for amendment.

“Section 34. And be it further enacted by the authority aforesaid, That if any pilot, endeavoring to assist or relieve any ship or vessel in distress, shall suffer loss or damage to his boat, her sails, tackle, rigging or appurtenances, the master, owner or consignee of such ship or vessel shall be liable to pay to such pilot the value of such loss or damage, to be ascertained by the board of wardens, as to them shall appear just,” shall be amended to read as follows:—

Damages to pilot-boat.

Section 34. If any pilot, endeavoring to assist or relieve any ship or vessel in distress, shall suffer loss

or damage to his boat, her sails, tackle, rigging or appurtenances, the master, owner, or consignee of such ship or vessel shall be liable to pay to such pilot the value of such loss or damage, to be ascertained by the said Board of Commissioners of Navigation, as shall appear to them just.

Section 11. Section thirty-six of said act, which reads as follows:—

“Section 36. And be it further enacted by the authority aforesaid, That all forfeitures, penalties, sum or sums of money, in this act mentioned or accruing by virtue thereof, and not otherwise directed and appropriated, shall be payable, sued for, recovered and applied in manner and form following; that is to say, that all the said forfeitures, penalties, sum and sums of money, in and by this act made payable to the master warden for the time being, shall be sued for and recovered by the said master warden, with cost of suit, before the mayor or any alderman of the city of Philadelphia, or before any justice of the peace of the county of Philadelphia, or any other county in this State, where the same shall not exceed the sum of twenty-six dollars and sixty-seven cents, in like manner as other debts under ten pounds are by the law of this Commonwealth recoverable, and subject to the like appeal, security, trial and costs, and that all such forfeitures, penalties, sum or sums of money, as shall amount to more than twenty-six dollars and sixty-seven cents, shall be sued for and recovered with costs of suit, by action of debt, case, bill, plaint or information, in any court of record within this State; and that all the fines, forfeitures, penalties, sum and sums of money, received by the master warden or wardens, by virtue of this act, and not otherwise appropriated, shall be by them respectively paid to the State treasurer, once in every three months, for the special purpose of paying off the rent, salaries, and other incidental expenses arising from the due execution of this act, and all other expenses, costs and charges which have accrued, by the execution of the several acts respecting the wardens of the port of Philadelphia, and to this end all the said fines, forfeitures, penalties, sum and sums of money, so as aforesaid to be paid to the said treasurer in pursuance of this act, shall remain in the hands of the said treasurer, especially appropriated for the purpose, and subject to the drafts of the said master warden or board of wardens, for all or any of the purposes as aforesaid, and for no other use or purpose whatsoever; and to the end and intent that fair and just accounts shall be kept, and settlements be made by said wardens, of all of their transactions in pursuance of this act, they are hereby enjoined and required to exhibit true and just ac-

Section 36, act of March 29, 1803, cited for amendment.

counts of them once in three months to the register-general, who is hereby authorized and required to settle and adjust the same, in like manner as other accounts are settled by him, agreeably to the laws of this Commonwealth, subject to the like appeal, security, trial and costs, as in other cases of appeal from any settlement made before him, and in like manner to proceed and recover such balance or balances, as on such settlement or settlements shall be found due from them or any of them," shall be amended to read as follows:—

Forfeitures, penalties, etc.

Recovery and application of.

State Treasurer.

Report to Auditor General.

Section 36. All forfeitures, penalties, sum or sums of money, in this act mentioned or accruing by virtue thereof, and not otherwise directed and appropriated, shall be payable, sued for, recovered and applied in manner and form following; that is to say, all the said forfeitures, penalties, sum or sums of money, shall be sued for and recovered by said Board of Commissioners of Navigation, for the use of the Board of Commissioners of Navigation, with costs of suit, before any magistrate of the city of Philadelphia, or before any justice of the peace of any other county in this State, where the same shall not exceed the sum of one hundred dollars, in like manner as other debts are by the laws of this Commonwealth recoverable, and subject to the like appeal, security, trial, and costs; and that all such forfeitures, penalties, sum and sums of moneys, as shall amount to more than one hundred dollars, shall be sued for and recovered, with costs of suit, in any court of record within this State; and that all the fines, forfeitures, penalties, sum or sums of money, received by the Board of Commissioners of Navigation by virtue of this act, and not otherwise appropriated, shall be by them paid to the State Treasurer, once in every three months, for the special use and purpose of paying of incidental expenses arising from the due execution of this act; and to this end, all the said fines, forfeitures, penalties, sum or sums of money, so as aforesaid to be paid to the said treasurer, in pursuance of this act, shall remain in the hands of said treasurer, especially appropriated for the purpose, and subject to the drafts, of the Board of Commissioners of Navigation, for all or any of the purposes aforesaid, and for no other use or purpose whatsoever; and to the end and intent that fair and just accounts shall be kept and settlements made by the said Board of Commissioners of Navigation, of all their transactions in pursuance of this act, they are hereby enjoined and required to exhibit true and just accounts of them, once in three months, to the Auditor General, who is hereby authorized and required to settle and adjust the same, in like manner as other accounts are settled by him, agreeably to the laws of this Commonwealth,

subject to the like appeal, security, trial and costs, as in other cases of appeal from any settlement made before him, and in like manner to proceed to recover such balance or balances as, on such settlement or settlements, shall be found due from them or any of them.

Section 12. It shall be the duty of the said Board of Commissioners of Navigation to take the necessary action to enforce the laws of the Commonwealth pertaining to pilots and pilotages in the bay and river Delaware.

Enforcement of laws.

Section 13. If any person or persons shall be aggrieved by any decision rendered by the said Board of Commissioners of Navigation, as to any matter or thing under this act, the said person or persons may, within thirty days after the date of the said decision, present a petition to the court of common pleas of the county in which the said matter may arise or the said decision may be made, setting forth the facts of the case and the ground of the petitioner's complaint; and thereupon the said court, having first caused due notice of the presentation of the said petition and of the time fixed for the hearing thereof to be given to all persons whom they may deem legally interested therein, shall proceed to hear and determine the subject matter of the said petition, and shall make such order in the premises as they may think the Board of Commissioners of Navigation should have made, and the said order shall be final and conclusive. Such appeal shall act as a supersedeas, and, pending the final adjudication therein, all proceedings in pursuance of said order, decision or refusal shall be suspended. It shall be lawful for the said court to appoint a commissioner to take evidence to be used in the said hearing, and to make such order for the payment of the costs, by one or more of the parties to the proceedings, as justice may require.

Appeals.

Petition.

Hearing.

Order.

Supersedeas.

Commissioner to take evidence.

Section 14. This act shall be in effect on and after the first day of July, Anno Domini one thousand nine hundred and seven.

APPROVED—The 8th day of June, A. D. 1907.

EDWIN S. STUART.

No. 318.

AN ACT

To amend an act, entitled "An act to provide for the incorporation and regulation of ship canal companies to connect the Great Lakes with points on navigable rivers of this Commonwealth," approved the twenty-fourth day of June, Anno Domini one thousand eight hundred and ninety-five; providing for the construction, operation and maintenance of feeder and branch canals, and other appurtenances of a ship canal; providing for the merger or consolidation of such companies incorporated under the laws of this State, with similar companies incorporated in other States or the United States; providing for the abandonment of part of the route of ship canal companies incorporated under the laws of this Commonwealth; providing for the alteration and change in the site or location of highways, public or private roads, railroads, bridges, dams, water-power works, waterways, buildings, or other works, and providing compensation for the same; and providing for the appropriation of lakes, bridges, water-courses, ponds, reservoirs, or other sources of water-supply, necessary for the maintenance and operation of ship canals.

Section 1. Be it enacted, &c., That section ten of an act, entitled "An act to provide for the incorporation and regulation of ship canal companies to connect the Great Lakes with points on navigable rivers of this Commonwealth," approved the twenty-fourth day of June, Anno Domini one thousand eight hundred and ninety-five, which reads as follows:—

Section 10, act of
June 24, 1896,
cited for amend-
ment.

"Section 10. The president and directors of such company shall have power and authority, by themselves, their engineers, superintendents, agents, artisans, and workmen, to survey, ascertain, locate, fix, mark, and determine such route for a ship canal as they may deem expedient, and thereupon and therein to erect, construct, and establish such canal, with such bridges, viaducts, or other devices as they may deem necessary or useful in the erection and construction of such canal, and in like manner by themselves, or other person by them appointed or employed, as aforesaid, to enter upon and into and occupy any part or all of any river, creek, and stream upon and along the route of its canal, and upon and into all land on which the said canal or docks, dock-sheds, piers, quays, basins, storage and transfer sheds, sidings, depots, warehouses, offices, toll-houses, steam and hydraulic cranes, and other machinery and apparatus for receiving, loading, unloading, storing, and transferring freight and passengers, and other buildings and appurtenances necessary therefor, may be located, or which may be necessary or convenient for the making, construction, erection, and operation of the same, or for any purpose necessary or useful in the construction, maintenance, and repair of said canal, and therein and thereon to dig, excavate, embank, and erect dams, locks, or other devices necessary in the construction

of such canal, and it shall in like manner be lawful for such company, its officers, agents, engineers, contractors, or workmen, with their implements and beasts of draft or burden, to enter upon any lands adjoining or in the neighborhood of the said canal so to be constructed, and to quarry, dig, cut, take, and carry away therefrom any stone, gravel, clay, sand, earth, wood, or other suitable material, necessary or proper for the construction of any bridges, viaducts or other buildings which may be required for the use, maintenance, or repairs of said canal: Provided, That before such company shall enter upon or take possession of any such lands, rivers, creeks, streams, or materials, they shall make ample compensation to the owner or owners thereof, or tender adequate security therefor," be and the same is hereby amended to read as follows:—

Section 10. The president and directors of such company shall have the power and authority, by themselves, their engineers, superintendents, agents, artisans, and workmen, to survey, ascertain, locate, fix, mark, and determine such route for a ship canal *and branch canals* as they may deem expedient; and thereupon and therein to erect, construct, and establish such canal *and branch canals*, with such bridges, viaducts or other devices as they may deem necessary or useful in the erection and construction of such canal *and branches*; and in like manner by themselves, or other person by them appointed or employed, as aforesaid, to enter upon and into and occupy any part or all of any river, creek, and stream upon and along the route of its canal *and branches*; and upon and into all land on which the said canal, *its branches*, or docks, dock-sheds, piers, quays, basins, storage and transfer sheds, sidings, depots, warehouses, offices, toll-houses, *telegraph and telephone lines*, steam and hydraulic cranes, and other machinery and apparatus for receiving, loading, unloading, storing, and transferring freight and passengers, and other buildings and appurtenances necessary therefor, may be located, or which may be necessary or convenient for the making, construction, erection, and operation of the same, or for any purpose necessary or useful in the construction, maintenance, and repair of said canal *and its branches*, and therein and thereon to dig, excavate, embank, and erect dams, locks or other devices, necessary in the construction of such canal *and its branches*; and it shall, in like manner, be lawful for such company, its officers, agents, engineers, contractors, or workmen, with their implements and beasts of draft or burden, to enter upon any lands adjoining, or in the neighborhood of, the said canal *and branches* so to be constructed, and to quarry, dig, cut, take and carry away therefrom, any stone, gravel, clay, sand, earth, wood or other

Surveys, etc., of
route of canal.

Construction of
canal, bridges,
etc.

Occupancy of
river, creek or
lands.

Dams, locks, etc.

Material for con-
struction.

Proviso.

Compensation.

Section 13, act of
June 24, 1895,
cited for amend-
ment.

Merger and con-
solidation of
companies.

Conditions of
consolidation.

suitable material necessary or proper for the construction of *said canal, its branches*, and any bridges, viaducts or other buildings or *appurtenances* which may be required for the use, maintenance or repairs of *said canal and branches*: Provided, That before such company shall enter upon or take possession of any such lands, rivers, creeks, streams, or material, they shall make ample compensation to the owner or owners thereof or tender adequate security therefor.

Section 2. That section thirteen of said act, which reads as follows:—

“Section 13. That it shall and may be lawful for any company incorporated under the provisions of this act, for the purpose of constructing a ship canal either wholly within, or partly within and partly without, this State, as heretofore stated, between the waters of the Great Lakes and navigable rivers in this Commonwealth, under authority of this and any adjoining State, to merge and consolidate its capital stock, franchises and property with any other similar company or companies, organized under the laws of this or any other State, whenever the two or more canals of the companies so to be consolidated shall or may form, when constructed, a continuous line of canal, such consolidation *to be effected in accordance with the laws of this Commonwealth and the laws of the other States through which such canal or canals shall or may be constructed,*” be and the same is hereby amended to read as follows:—

Section 13. That it shall and may be lawful for any company incorporated under the provisions of this act, for the purpose of constructing a ship canal either wholly within, or partly within and partly without, this State, as heretofore stated, between the waters of the Great Lakes and navigable rivers of this Commonwealth, under authority of this or any adjoining State, to merge and consolidate its capital stock, franchises, and property with any other similar company or companies organized under the laws of this or any other State *or the United States*, whenever the two or more canals of the companies so to be consolidated, when constructed, *by meeting directly or by means of any intervening branch, feeder, reservoir or other body of water*, shall or may form a continuous line of navigable waterway; such consolidation *shall be made under the conditions, provisions, restrictions, and in the manner provided, in the second, third, fourth, fifth, sixth, seventh, and eighth sections of an act, entitled “An act supplementary to an act regulating railroad companies, approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine.” said act having been approved on the twenty-fourth day of March, Anno Domini one thousand eight*

hundred and sixty-nine, and the laws of the United States, or of the other State or States in which such canal or canals are, or shall be intended to be, constructed.

Any company incorporated under this act may abandon any portion of the route of its main canal, branches, feeders, of other works upon which the work of construction has not been commenced: Provided, That if such abandonment would leave a route not forming a continuous line of waterway between the Great Lakes and a navigable river in this Commonwealth, such abandonment shall not become lawful until said company adopt a new route as a substitute for such abandoned portion, either wholly within or wholly without, or partly within or partly without, this State; or until such company shall, by consolidation, merger, lease, purchase, or otherwise, acquire such substitute route; so that the route of such canal shall be a continuous line of navigable waterway from some point, either within or without this State, on the Great Lakes, to a point on a navigable river within this State: And provided further, That a copy of the resolution or resolutions adopted by the directors, attested by the seal of the corporation and the signatures of the president and secretary, shall be filed in the office of the Secretary of the Commonwealth.

Abandonment of portion of route.

Proviso.

Substitute route.

Proviso.

Resolution of directors.

Section 3. That section fifteen of said act, which reads as follows:—

“Section 15. If any such canal company shall find it necessary to change the site or location of any portion of any turnpike or public road, or of any bridge, it shall cause the same to be reconstructed forthwith, at its own proper cost and expense, on the most favorable location, and in as perfect a manner as the original road or bridge: Provided, That the damages incurred in changing the location of any such road or bridge, authorized by this section, shall be ascertained by such canal company in the same manner as is hereinbefore provided for in regard to the location and construction of its said canal,” be and the same is hereby amended to read as follows:—

Section 15, act of June 24, 1895, cited for amendment.

Section 15. If any such canal company shall find it necessary to change the site or location, or to otherwise alter, any highway, public or private road, bridge, railroad, dam, water-power works, waterways, buildings, or other works, it shall cause the same to be changed, altered and reconstructed forthwith, at its own proper cost and expense, on the most favorable location, and in as perfect a manner as the original highway, public or private road, bridge, railroad, dam, water-power works, waterways, buildings, or other works: Provided, That the damages incurred in changing and altering the location of any such highway,

Change of location of road, bridge, water-power, buildings, etc.

Proviso.

public or private road, bridge, dam, water-power works, waterways, buildings, or other works, authorized by this section, shall be ascertained by such canal company in the same manner as is hereinbefore provided for in regard to the location and construction of its said canal.

Section 4. That section nineteen of said act, which reads as follows:—

Section 19, act of June 24, 1895, cited for amendment.

“Section 19. All such companies shall have the right, and are hereby authorized, to erect and construct such reservoirs for the supply of water as may be deemed necessary, and connect the same with the main canal by feeders or branches, and for that purpose such companies shall have the right to enter upon and appropriate lands and rivers and streams necessary therefor: Provided, however, That all damages incurred by such appropriation and taking of property, for the said purposes, shall be ascertained as is hereinbefore provided for in regard to the location and construction of its said canal,” be and the same is hereby amended to read as follows:—

Branch canals.

Section 19. All such companies shall have the right, and are hereby authorized, to construct, *maintain, and operate such branch canals as the board of directors may determine to be necessary, either for the transportation of persons and property or as feeders for conveying water to the main canal or its branches, or for both purposes, and to erect and construct* such reservoirs for the supply of water as may be deemed necessary for the main canal, its branches and feeders; and for that purpose such companies shall have the right to enter upon and appropriate lands, rivers, *lakes, bridges, streams, watercourses, ponds, reservoirs, and other sources of water supply* necessary therefor: Provided, however, That all damages incurred by such appropriation and taking of property, for the said purposes, shall be ascertained *and paid by such canal company in the same manner* as is hereinbefore provided for in regard to the location and construction of its said canal.

Reservoirs.

Proviso.

Permission of Water Supply Commission.

Section 5. No waters except flood-waters shall be condemned or appropriated under the provisions of this act, or the act to which this is an amendment, until a permit for the condemnation or appropriation of such water or waters shall have been procured from the Water Supply Commission of Pennsylvania.

APPROVED—The 8th day of June, A. D. 1907.

EDWIN S. STUART.

No. 319.

AN ACT

Fixing the salaries of county poor-directors, in counties of over one hundred and fifty thousand population.

Section 1. Be it enacted, &c., That the salary of county poor-directors, in counties of over one hundred and fifty thousand population, shall be fifteen hundred dollars per year: Provided, however, That this act shall in no way affect any county now paying their poor-directors more than fifteen hundred dollars per year.

Poor-directors.
In counties hav-
ing over 150,000
population.
Salaries.
Proviso.

Section 2. All acts or parts of acts, general, special, or local, inconsistent with the provisions of this act, be and the same are hereby repealed.

Repeal.

APPROVED—The 8th day of June, A. D. 1907.

EDWIN S. STUART.

No. 320.

AN ACT

Fixing the salaries and providing for the expenses of the Directors of the Poor, in the several counties of this Commonwealth.

Section 1. Be it enacted, &c., That from and after the passage of this act, the annual salary of each member of the Board of Directors of the Poor, in the several counties in this Commonwealth, shall be as follows: In counties containing ten thousand population and less, one hundred dollars; in counties containing over ten thousand population and not exceeding thirty thousand population, two hundred dollars; in counties containing over thirty thousand population and not exceeding fifty thousand population, three hundred dollars; in counties containing over fifty thousand population and not exceeding seventy-five thousand population, four hundred dollars; in counties containing over seventy-five thousand population and not exceeding one hundred thousand population, five hundred dollars; in counties containing over one hundred thousand population and not exceeding one hundred and twenty-five thousand population, six hundred dollars; in counties containing over one hundred and twenty-five thousand population and not exceeding one hundred and fifty thousand population, seven hundred dollars. The salaries herein fixed shall be in full, in lieu of all other compensation, for the services of Directors of the Poor, excepting traveling expenses

Directors of the
poor.

Salaries.

Proviso.

necessarily incurred in the discharge of their official duties or in the performance of any service, office or duty imposed upon the Directors of the Poor. The population of counties, for the purposes of this act, is to be that ascertained and determined at any time the most recent United States census: Provided, That this act shall not affect counties in which the county commisisoners perform the duties of poor directors.

Repeal.

Section 2. All acts or parts of acts of the General Assembly of this Commonwealth, inconsistent herewith, are hereby repealed.

APPROVED—The 8th day of June, A. D. 1907.

EDWIN S. STUART.

No. 321.

A SUPPLEMENT

To an act, entitled "An act to provide for the better government of cities of the first class in this Commonwealth," approved the first day of June, one thousand eight hundred and eighty-five; creating a Department of Wharves, Docks, and Ferries, for the improvement, regulation, and supervision of the construction, extension, alteration, maintenance, and use of wharves, piers, bulkheads, docks, slips, basins, ferries, harbors, and harbor structures, in cities of the first class; and providing for the making and enforcement of rules and regulations, and fixing certain penalties for violation thereof; and providing for the acquisition of property by said cities, by purchase and by condemnation, for certain purposes.

Whereas.

Whereas, 'The growing commerce of the Commonwealth of Pennsylvania, and the substantial improvements being made by the government of the United States in the channel-ways of our rivers and harbors, make it desirable to enlarge and extend the powers given cities of the first class for the control and development of their wharves, docks and harbors; therefore,

Cities of the first class.

Department of Docks, Wharves, and Ferries.

Section 1. Be it enacted, &c., That there shall be, in the cities of the first class, a Department of Wharves, Docks, and Ferries, which shall be under the charge of a Director of wharves, docks, and ferries.

Director.

Section 2. The Mayor shall nominate, and, by and with the advice and consent of select council, shall appoint a Director of the Department of Wharves, Docks and Ferries, who will be hereinafter referred to as the Director.

Term.

Section 3. The Director shall hold office for a term of four years from the date of his appointment; provided he shall so long behave himself well, and shall be eligible for reappointment.

Deputy director.

Section 4. The Director shall have power to appoint one deputy director, who shall, at the time of his

appointment, be a practicing civil engineer. In the absence or inability of the Director to act, said deputy director shall possess all the powers and perform all the duties of the said Director until the incapacity or inability of the Director is removed, or until a new Director is appointed, as hereinbefore provided. The Director, shall also appoint a secretary; as many dockmasters, not to exceed five in number, as he may deem necessary, and such other officers, clerks, and employes as may be necessary for carrying out the provisions of this act; and shall fix the compensation and prescribe the duties of all persons appointed by him. At least one of the dockmasters must be a competent civil engineer, one a master mariner, and one a licensed pilot who shall be qualified to hold a first class license: Provided, That all appointments in this Department shall be by and with the advice and consent of select council.

Secretary, dockmasters, clerks, etc.

Proviso.

Section 5. The Director in said cities shall give bond in the sum of twenty-five thousand dollars, conditioned for the faithful discharge of his duties, to be approved in the same manner as bonds are approved in said cities.

Director's bond.

Section 6. The Director shall have power to make surveys and soundings, and to prepare plans therefrom and to keep records thereof. He shall also have power to regulate, fix, and establish bulkhead and pierhead lines, and the distance between piers, subject to the regulations of the United States Government; and to adopt and promulgate rules and regulations for the construction, extension, alteration, improvement, and repair of wharves, piers, bulkheads, docks, slips, and basins within the limits of said cities. It shall be the duty of the Director to take the necessary action to enforce the laws of the Commonwealth and ordinances of said cities, and the rules and regulations promulgated by the Director pertaining to wharves, piers, bulkheads, docks, slips, and basins; and from time to time the Director shall make such recommendations to councils of said cities as to him shall seem proper for the improvement and development of the water-front within said cities.

Powers of the director.

Duties.

Section 7. If any person or persons shall refuse or neglect to comply with the directions of the said Director, in matters within the jurisdiction of his office, or shall knowingly fail to comply with the rules and regulations by the Director duly made, published, and established, as aforesaid, or if any person or persons, whosoever, shall obstruct or prevent the said Director in the execution of his duties, such person or persons, aforesaid, shall be guilty of a misdemeanor, and, upon conviction thereof, shall be sentenced to pay, for each and every offense, a fine not exceeding five hundred dollars,

Refusal or neglect to comply with rules, etc.

Charge, control
and supervision
of the director.

Section 8. The Director shall have charge, control, and supervision of all the wharf and storage property belonging to the cities of the first class, including all wharves, piers, bulkheads, docks, slips, basins, structures thereon and approaches thereto, storage facilities and water-fronts, lands under the water and structures thereon, and the appurtenances, easements, uses, reversions, and rights belonging thereto, which are now or may hereafter be owned or possessed by said cities; of the repairing, building, rebuilding, maintaining, altering, strengthening, and protecting said property, and every part thereof, and of all the cleaning, dredging, and deepening in and about the same.

Purchase of
marsh-lands.

Construction of
wharves, piers,
docks, etc.

Sale.

Section 9. The Director shall have authority, after appropriation by councils of said cities of the money required therefor, to acquire by the purchase, in the name of and for the benefit of said cities, such unimproved marsh-lands, within said cities, as may be reclaimable, between the low-water line and the high-water shore-line of the rivers, bays, lakes, and navigable waters; and, after appropriation of the money required therefor by said councils, to reclaim, fill in, and improve said marsh-lands, and construct thereon wharves, piers, docks, slips, basins, and storage facilities; and the Director may lease, as hereinafter provided in section nineteen, such part or parts of said reclaimed lands as, in the judgment of the Director, cannot be so improved; or the Director and the Advisory Harbor Board, if so authorized by ordinance of councils, may sell the same, and the income or money obtained from such lease or sale shall be paid into the treasury of said cities, and be subject to general appropriation.

Purchase of
wharves, piers,
docks, etc.

The Director shall have authority, after appropriation of the money required therefor by the councils of said cities, to acquire, by purchase, in the name of and for the benefit of said cities, such wharves, piers, bulkheads, docks, slips, basins, and storage facilities appurtenant thereto, lands, property, rights, easements, and privileges, within the limits of said cities, as may be required for the purposes of commerce and navigation.

Storage facilities.

The Director shall have authority, after appropriation of the money required therefor by the councils of said cities, to purchase, in the name of and for the benefit of said cities, lands, piers or bulkheads, and to erect thereon such structures and buildings for storage and storage facilities as may be necessary for the proper and convenient use of such wharves, piers, and bulkheads, for the storage of incoming or outgoing goods, wares, or merchandise; and he shall have power to make all rules necessary for the government

Rules.

of such storage facilities, and fix all rates and charges for their use and occupation.

The Director shall have authority, after appropriation of the money required therefor by the councils of said cities, to purchase, maintain, and operate such boats or launches, ice boats and dredges, as may be necessary for the performance of the duties of the Department of Wharves, Docks and Ferries.

Boats and
dredges.

Section 10. Whenever any person or persons shall desire to construct, extend, or alter any wharf, or other building in the nature of a wharf, or to erect, extend, alter, or improve any other harbor structure, within the limits of said cities, such person or persons shall make application to the said Director, stating in writing the nature and extent of such intended wharf, other building aforesaid, or harbor structure, improvement, alteration, or addition thereto, and file in the office of the Director the plans and specifications showing fully the proposed erection, construction, extension, alteration, or improvement, and produce their deed or deeds, or other evidences of title, to the property to be so occupied, altered, or improved; whereupon the Director shall give notice of the time and place of hearing such application, to all parties interested, by advertising twice a week for two successive weeks, in two newspapers of general circulation, published within the city within which such application is made, and by posting such notice upon the premises referred to in such application; and if the Director, upon said hearing, shall approve the plans and specifications offered and such application, he shall give his assent, and issue a license for the erection, construction, extension, alteration, or improvement for which application shall have been made, and cause the same to be recorded in the office of the said Director in a book to be kept by him for that purpose, and such license shall not be unreasonably withheld.

Construction, ex-
tension or altera-
tion of wharf, etc.

Applications.

Plans and specifi-
cations.

Hearing.

Approval.

License.

Section 11. If any person or persons shall construct, alter, or improve any wharf or building or harbor structure, as aforesaid, within the limits of said cities, beyond low-water mark, without license or an order of court, as hereinafter provided, first having been obtained, such wharf or building or harbor structure shall be deemed a public or common nuisance, and such person or persons shall be guilty of maintaining a nuisance, and, upon conviction, shall be sentenced to pay a fine of five hundred dollars, or suffer an imprisonment of six months, or either, or both, according to the discretion of the court; and, where the said nuisance shall be in existence at the time of the conviction and sentence, it shall be lawful for the court, in its discretion, to direct either the defendant, or sheriff of the proper county, at the expense of the defendant,

Construction, al-
teration, etc.,
without authority.

Public nuisance.

Penalty.

Abatement.

Proviso.

Work shall begin within six months from date of license.

Proviso.

Obstruction of docks.

Clearance of.

Expenses.

Lien.

Ferriage.

Wharfage, craning, dockage.

to abate the same: Provided, That in all cases where any license or order has been or shall be given or made, permitting the erection, construction, extension, alteration, or improvement of any wharf, building, or harbor structure, aforesaid, beyond low-water mark of the waterways, or any harbor structure, within the limits of said cities, the person or persons to whom such license or order has been or shall be granted shall, within six months from the date of said license or order, commence the work for which such license or order shall have been granted, and shall prosecute such work with due diligence to completion; otherwise said license or order shall become void: Provided, further, That all licenses granted or orders made for the erection, construction, extension, alteration, or improvement, aforesaid, prior to the passage of this act, shall be and become void within six months after this act shall take effect, unless said work shall have been begun thereon and shall be prosecuted with due diligence to completion.

Section 12. Whenever the owner or owners or lessee or lessees of any private wharf, pier, or bulkhead, within the limits of said cities, shall fail to keep and maintain the adjoining dock or docks cleaned and free from obstructions, it shall be lawful for the said director, upon default for thirty days after the service of notice on such owner or owners, lessee or lessees, to clean or cause said dock or docks to be cleaned and freed from obstruction, and to apportion the expenses thereof among the owner or owners, lessee or lessees, of the wharves, piers, and bulkheads adjoining such dock or docks, in proportion to the extent of their wharves, piers, or bulkheads having the privilege of use of such dock or docks; and to collect the cost and expense of the same by filing liens therefor, and issuing process thereupon, as is provided by law in the case of liens filed for the removal of nuisances; and all liens filed to collect the expenses of said work shall be filed by the city solicitor, and the lien for said work shall have the same force and effect as liens for municipal work, under existing laws.

Section 13. The Director, after a hearing of the parties in interest, is authorized to regulate the services and shall have power to fix maximum rates and charges for ferriage, to be imposed and collected by all companies and individuals operating ferries wholly within the limits of said cities.

Section 14. The Director, after a hearing of the parties in interest, is authorized to regulate the services and to fix maximum rates for wharfage, craning, and dockage, whether the service is performed by the owners of said wharves, piers, and docks or by the said cities.

Section 15. Whenever the director shall deem it expedient to erect, construct, extend, alter, or improve any public wharf, pier, or bulkhead, in said cities,—and for the erection, construction, alteration, or improvement of such wharf, pier, or bulkhead, and the securing of sufficient dock-room for the convenient use thereof, it shall become necessary to acquire lands, leaseholds, easements, and other property rights adjoining such wharf, pier, or bulkhead, for which no price can be agreed upon between the said Director and the owner or owners thereof,—then it shall be lawful for the said Director, after the passage of an ordinance by the councils of said cities authorizing such entry and occupancy, to enter upon and occupy such property, adjoining such wharf, pier, or bulkhead so to be erected, constructed, extended, altered, or improved, as may be required for the erection, construction, extension, alteration, or improvement and use of the same; and whenever the Director shall deem it expedient to acquire any wharf, pier, or bulkhead that shall not have been in regular and continuous operation, for the purpose of shipping, commerce, and navigation, for twelve consecutive months, and for which no price can be agreed upon between the Director and the owner or owners thereof, it shall be lawful for the said Director, after the passage of an ordinance by the councils of said cities authorizing such entry and occupancy, to enter upon and occupy such property, and, pending the proceedings hereinafter provided for, the bond of such cities shall be deemed and taken as security for all damage done and suffered or which shall occur to the owner or owners of lands and property rights, hereinbefore described, by reason of taking of the same for the use of said cities for the purposes aforesaid. And it shall and may be lawful for the court of common pleas of the proper county, on application thereto by petition of the said Director or of the owner or owners of said lands and property rights, or any of them, to appoint a jury for assessing damages, consisting of six citizens of the said county, and appoint a time, not less than twenty or more than thirty days thereafter, for said jurors to view said lands or other property rights, aforesaid; of which time and place of view ten days' notice shall be given, by the petitioner, to the said jurors and parties interested, and the said jurors, or a majority of them, having been first duly sworn or affirmed faithfully, justly, and impartially to decide and a true report to make concerning all matters to be submitted to them, and having viewed the premises, they shall establish and determine the quantity and value of the lands or other property rights, aforesaid, so taken to be used for the purposes aforesaid; and, after hav-

Erection, construction, alteration, etc. by director.

Ordinance.

Entry.

Acquirement of wharf, pier, etc.

Ordinance.

Bond.

Jury of view.

Damages.

Confirmation.

Appeal.

Plans and specifications.

Proposals.

Proviso.

Emergency work.

Leasing of wharves, piers, docks, etc.

Public sale.

Bond.

ing made a fair and just computation of the advantages and disadvantages, they shall estimate and determine whether any and, if any, what amount of damage has been or may be suffered, and to whom payable, and make report thereof to said court; and if damages be awarded and the report be confirmed by the said court, judgment shall be entered thereon, and the amount of said judgment shall be paid by said cities to the persons entitled thereto. Each juror shall be entitled to the same pay per day, for every day necessarily employed in the performance of the duties herein described, as is paid to road jurors in said cities. Any party in interest shall have the right of appeal.

Section 16. Before the erection, construction, extension, alteration, or improvement of the wharves, piers, bulkheads, docks, slips, basins, or harbor structures, in and upon or about the property owned by said cities, the Director shall prepare full and minute plans and specifications for such work, and advertise for proposals for doing such work under said plans and according to such specifications, in the same manner as is prescribed by law for obtaining proposals and letting contracts for public works in said cities: Provided, That in an emergency the Director is authorized, without advertising for bids, to undertake and complete any work of construction or repairs the cost of which shall not, in any particular case, exceed one thousand dollars.

Section 17. The Director shall have power to lease, for a period not to exceed ten years, under such covenants and conditions as they may prescribe, storage facilities, wharves, piers, bulkheads, docks, slips, and basins belonging to said cities. All leases of public storage facilities, wharves, piers, bulkheads, docks, slips, and basins shall be exposed to public sale, and sold to the highest bidder by public sale and vendue or outcry, at such place and time as the Director may designate; and, if no bid satisfactory to the said Director is made at such sale, the Director may, in the manner aforesaid, again expose the said lease or leases to public vendue or outcry; or the Director may lease the same, for a term not exceeding one year, for such rent or rents as they may deem advisable. At least two weeks' public notice of such sale or sales shall be given by advertising, at least twice a week for two successive weeks, in at least two newspapers of general circulation, published in the city in which the premises are situated. The term of any such lease so sold shall begin within twelve months from the date of such sale. The Director may, in his discretion, require of the lessee or lessees a bond, with satisfactory surety, for the faithful performance of the conditions and covenants of said lease.

Section 18. The income to said cities from all wharfage and storage rates, crannage, dockage, and other charges, from all leases of lands, storage structures, wharves, piers, bulkheads, docks, slips, and basins, shall be collected by the said Director, and at once paid into the city treasury. Income.

Section 19. Any person or persons aggrieved by any decision of the said Director, either granting or refusing, in whole or in part, an application for a license to erect, construct, extend, alter, or improve any wharf, pier, or bulkhead, or other harbor structure, or as to any other matter or thing under this act, may, within thirty days after the date of the said decision, present a petition to the court of common pleas of the proper county, setting forth the facts of the case and the ground of the petitioner's complaint; and thereupon the said court, having first caused due notice of the presentation of the said petition, and of the time fixed for the hearing thereof, to be given to all persons whom they may deem legally interested therein, shall proceed to hear and determine the subject-matter of the said petition; and shall make such order in the premises as he may think the said Director should have made, and the said order shall be final and conclusive. It shall be lawful for the said court to appoint a commissioner to take evidence to be used in the said hearing, and to make such order for the payment of the costs, by one or more of the parties to the proceedings, as justice may require. Petition.
Notice.
Hearing.
Order.
Costs.

Section 20. The councils of said cities shall appropriate annually the funds necessary for the maintenance and operation of the said Department of Wharves, Docks and Ferries, and, from time to time, such additional funds as may be necessary to carry out the purposes of this act. Councils shall appropriate funds.

Section 21. The Director shall have access to all the records, books, charts, maps, and papers belonging to the board of wardens, the office of harbor master, or the office of master warden, which may be situated within the limits of said cities. Such ice-boats and the equipment thereof as may be the property of the said cities, all records that have been kept concerning the previous operation of said ice-boats, and concerning the condition and movement of ice in the rivers and other waters of said cities, shall be transferred from the Department of Public Works to the Department of Wharves, Docks and Ferries, and the ice-boats thus transferred shall be operated by the Department of Wharves, Docks and Ferries. Records, books, charts, etc.
Ice-boats.

Section 22. The Director shall make an annual report to the mayor, at the close of each fiscal year, setting forth the amount of property owned, and the amount of property acquired during the year, and the Director's annual report.

price paid therefor; the condition of all storage facilities, wharves, piers, bulkheads, docks, slips, and basins, and approaches thereto; the amount of money received from dockage, wharfage, storage, cranage, and other services, itemized as to sources; an itemized account of the money expended for improvements and new construction, repairs, purchase of property, or for any other purpose; the number and names and addresses of all employees, and their respective salaries; the terms and conditions of all leases of storage facilities, wharves, piers, bulkheads, docks, slips, basins, and ferries; the time of expiration of said leases and the amount paid therefor; and the number of ships, vessels, and boats arriving and departing, their net and gross tonnage.

Repeal.

Section 23. All acts and parts of acts inconsistent herewith are hereby repealed.

Section 24. This act shall be in effect on and after the first day of July, Anno Domini one thousand nine hundred and seven.

APPROVED—The 8th day of June, A. D. 1907.

EDWIN S. STUART.

No. 322.

AN ACT

To establish a Board of Commissioners of Navigation for the river Delaware and its navigable tributaries; regulating their jurisdiction over ships, vessels, and boats, and wharves, piers, bulkheads, docks, slips, and basins; and exempting cities of the first class from certain of its provisions; and making an appropriation therefor.

Board of Commissioners of Navigation for the river Delaware.

Appointment of commissioners.

Philadelphia.

Chester.

Bristol.

Terms.

Section 1. Be it enacted, &c., That there shall be established a Board of Commissioners of Navigation for the river Delaware and its navigable tributaries. to consist of five members,—one of whom shall be the Director of the Department of Wharves, Docks, and Ferries, for the city of Philadelphia, who shall be the President thereof; two of whom shall be appointed by the mayor of said cities, from such commercial bodies as the councils of said cities may designate; one of whom shall be elected by the council of the city of Chester, and one of whom shall be elected by the burgess and council of the borough of Bristol. Their principal office shall be at the office of the President.

Section 2. The Board of Commissioners of Navigation for the river Delaware and its navigable tributaries, hereinafter referred to as the Commissioners, shall hold office for a term of four years, and may be re-eligible to office. They shall serve without compen-

sation, but shall be reimbursed for necessary expenses. A majority of said Commissioners shall constitute a quorum for the transaction of business.

Section 3. The Commissioners shall employ a secretary, and such clerks as may be necessary to keep fair minutes and entries of all orders, regulations, and transactions of the said Commissioners, in a book or books to be kept for that purpose; and the said minutes and entries shall be submitted to the inspection of any person or persons who shall desire to see and peruse the same; and the said Commissioners shall give true copies of all such entries or minutes, made in the said book or books as may be required, to such person or persons as shall demand the same, he or they paying to the said Commissioners one cent per line for each copy thereof. The Commissioners shall also have authority to employ one competent civil engineer, and such other employes as are necessary to the proper transaction of the business of the Commission of Navigation.

Section 4. The Commissioners shall make rules for regulating, stationing, and anchoring ships, vessels, and boats in the river Delaware and its navigable tributaries, or at the wharves, piers, or bulkheads, or in the docks, slips, or basins, extending into or on the said river and its navigable tributaries; for removing, from time to time, ships, vessels, and boats, in order to accommodate and make room for others, or for admitting river craft to pass in and out of the docks, slips, and basins, and for compelling the masters and captains of ships, vessels, and boats to accommodate each other, so that ships, vessels, and boats shall, for a reasonable time, be entitled to berths next to the wharves, piers, and bulkheads, until they have landed or loaded their cargoes.

Section 5. The Commissioners shall have power to make surveys and soundings to ascertain the capacities of the aforesaid river and its navigable tributaries for commercial purposes, and to prepare plans therefrom, and to keep records thereof. They shall also have power to regulate, fix, and establish bulkhead and pierhead lines, and the distance between piers, subject to the regulation of the United States government; to adopt and promulgate rules and regulations for the construction, extension, alteration, improvement, and repair of wharves, piers, bulkheads, docks, slips, and basins. It shall be the duty of the President of the Commissioners to take the necessary action to enforce the laws of the Commonwealth, and the rules and regulations promulgated by the Commissioners pertaining to the anchoring of ships, vessels, and boats, and pertaining to wharves, piers, bulkheads, docks, slips, and basins: Provided, That, for the pur-

Quorum.

Secretary.

Clerks.

Books.

Copies of entries.

Civil engineer.

Employes.

Rules and regulations.

Powers of the Commissioners.

Duty of president.

Proviso.

Excepting cities
of the first class.

Refusal or neglect
to comply with
rules, etc.

Misdemeanor.

Fine.

Construction, ex-
tension or altera-
tion of wharves,
piers, etc.

Application.

Plans and speci-
fications.

Hearing.

Approval of plans.

License.

proviso.

Excepting cities
of the first class.

Construction, al-
teration, etc.,
without author-
ity.

poses of this section, the Commissioners shall not have jurisdiction within any city of the first class.

Section 6. If any person or persons shall refuse or neglect to comply with the directions of the President of the Commissioners in matters within the jurisdiction of his office, or shall knowingly fail to comply with the rules and regulations by the Commissioners duly made, published, and established, as aforesaid, or if any person or persons, whosoever, shall obstruct or prevent the said President of the Commissioners in the execution of his duties, such person or persons, aforesaid, shall be guilty of a misdemeanor, and, upon conviction thereof, shall be sentenced to pay, for each and every offense, a fine not exceeding five hundred dollars.

Section 7. Whenever any person or persons shall desire to construct, extend, or alter any wharf or pier, or to erect, extend, alter, or improve any other harbor structure into or on the aforesaid river and its navigable tributaries, such person or persons shall make application to the President of the Commissioners, stating in writing the nature and extent of such intended wharf, pier, or other harbor structure, or building in the nature of a wharf or harbor structure, aforesaid; and file in the office of the President of the Commissioners the plans and specifications showing fully the proposed erection, construction, extension, alteration, or improvement, and produce their deed or deeds, or other evidence of title, to the property to be so occupied, altered, or improved; whereupon the President of the Commissioners shall give notice of the time and place of hearing such application, to all parties interested, by advertising twice a week for two successive weeks, in two newspapers of general circulation, published within the county in which such work is to be done, and by posting such notice upon the premises referred to in such application; and if the Commissioners, upon said hearing, shall approve the plans and specifications offered in such application, they shall give their assent, and issue a license for the erection, construction, extension, alteration, or improvement for which application shall have been made, and cause the same to be recorded in the office of the President of the Commissioners, in a book to be kept by the said President of the Commissioners for that purpose; and such license shall not be unreasonably withheld: **Provided**, That, for the purposes of this section, the Commissioners shall not have jurisdiction within any city of the first class.

Section 8. If any person or persons shall construct, alter, or improve any wharf, pier, or harbor structure, as aforesaid, below low-water mark, without license or an order of court, as hereinafter provided, first having been obtained, such wharf or building or harbor

structure shall be deemed a public or common nuisance, and such person or persons shall be guilty of maintaining a nuisance, and, upon conviction, shall be sentenced to pay a fine of five hundred dollars, and suffer an imprisonment of six months, or either, or both, according to the discretion of the court; and, where the said nuisance shall be in existence at the time of the conviction and sentence, it shall be lawful for the court, in its discretion, to direct either the defendant, or the sheriff of the proper county, at the expense of the defendant, to abate the same: Provided, That in all cases where any license or order has been or shall be given or made, permitting the erection, construction, extension, alteration, or improvement of any wharf, pier, or harbor structure, as aforesaid, beyond low-water mark of the waterways herein described, the person or persons to whom such license or order shall be granted shall, within six months from the date of said license or order, commence the work for which said license or order shall have been granted, and shall prosecute such work with due diligence to completion; otherwise said license or order shall become void: Provided, further, That all licenses granted or orders made for the erection, construction, extension, alteration, or improvement, aforesaid, prior to the passage of this act, shall be and become void within six months after this act shall take effect, unless said work shall have been begun and shall be prosecuted with due diligence to completion.

Section 9. Whenever the owner or owners, or lessee or lessees, of any wharf, pier, or bulkhead shall fail to keep and maintain the adjoining dock or docks cleaned and free from obstruction, it shall be lawful for the President of the Commissioners, upon default for thirty days after the service of notice on such owner or owners, lessee or lessees, to clean or cause said dock or docks to be cleaned and freed from obstructions, and to apportion the expense thereof among the owner or owners, lessee or lessees, of the wharves, piers, and bulkheads adjoining such dock or docks, in proportion to the extent of their wharves, piers, or bulkheads having the privilege of use of such dock or docks; and to collect the cost and expense of the same by filing liens therefor, in the name of the Commonwealth of Pennsylvania, and issuing process thereupon as is provided by law in the case of liens filed for work done by a municipal corporation; and all liens for the said work shall be filed by the Attorney General of the Commonwealth, and shall have the same force and effect as in the case of liens for municipal work under existing laws: Provided, That, for the purposes of this section, the Commissioners shall not have jurisdiction within any city of the first class.

Public nuisance.

Fine.

Abatement.

Proviso.

Work shall begin within six months from date of license.

Proviso.

Existing licenses, etc.

Obstruction of docks.

Clearance of.

Expenses.

Liens.

Proviso.

Wharfage, cran-
age, dockage.

Proviso.

Appeals.

Petition.

Notice.

Hearing.

Order.

Commissioner to
take evidence.

Costs.

Casting or plac-
ing of ballast,
dirt, refuse, etc.,
into river.

Fine.

Raising and re-
moval of obstruc-
tion from chan-
nel-way.

Penalty.

Section 10. The Board of Commissioners, after a hearing of the parties in interest, is authorized to regulate the services and to fix the maximum rates for wharfage, cranage, and dockage: Provided, That, for the purposes of this section, the commissioners shall not have jurisdiction within any city of the first class.

Section 11. Any person or persons aggrieved by any decision of the said Commissioners, granting or refusing, in whole, or in part, any application for a license to erect, construct, extend, alter, or improve any wharf, pier, or bulkhead, or other harbor structure, or as to any other thing under this act, within thirty days after the date of the said decision, present a petition to the court of common pleas of the proper county, setting forth the facts of the case and the ground of the petitioner's complaint; and thereupon the said court, having first caused due notice of the presentation of the said petition, and of the time fixed for the hearing thereof, to be given to all persons whom they may deem legally interested therein, shall proceed to hear and determine the subject-matter of the said petition; and shall make such order in the premises as they may think the said Commissioners should have made, and the said order shall be final and conclusive. It shall be lawful for the said court to appoint a commissioner to take evidence to be used at the said hearing, and to make such order for the payment of the costs, by one or more of the parties to the proceedings, as justice may require.

Section 12. If any person or persons whosoever, shall, from and after the passage of this act, cast or place or leave in position where the same may be washed or drifted into the tideway of the river Delaware, or into the river Schuylkill from the lower falls thereof to its junction with the river Delaware, any ballast, cinders, ashes, dirt, refuse, or any heavy article whatever, he or they so offending, for every such offense, shall forfeit and pay a sum not exceeding one hundred dollars, to be sued for and recovered, with costs of suit, by the President of said Commissioners, for the use of the Commonwealth, before any magistrate of the city of Philadelphia, or justice of the peace of the proper county.

Section 13. From and after the passing of this act, it shall be the duty of the President of said Commissioners, immediately upon information of the sinking of any canal-boat, barge, or other vessel, in the channel-way of the tide-waters of the river Delaware or its navigable tributaries, or in any of the docks thereof, to give notice to the owner, master, or other agent having charge thereof, to raise and remove such obstruction within ten days after the date of said notice, under a penalty of one hundred dollars, to and for the use of

the Commonwealth of Pennsylvania; and, in case of refusal or neglect of the parties interested, as aforesaid, to raise and remove any such obstruction within the time specified in said notice, it shall be the further duty of said President of said Commissioners to have it raised and removed, at the expense of the owner, master, or agent; and the said canal-boat, barge, or other vessel, together with the cargo thereof, shall be subject to a lien, in the hands of the said President of said Commissioners, until the expenses of raising and removing shall be fully paid to him; and the said President of said Commissioners is hereby authorized to sell at public auction to the highest bidder, for cash, all such property, or so much thereof as is necessary to pay all the expenses of raising and removing, together with the penalty aforesaid, and the cost of sale; and shall return the surplus, if any, of such sale to such person or persons as shall be legally entitled to receive the same.

Lien.

Auction.

The said President of said Commissioners, before proceeding to sell such property, as aforesaid, shall give five days' notice by at least twenty printed handbills, to be posted in conspicuous places in the immediate neighborhood of said locality, setting forth a full description of said property to be sold, together with the time and place of selling the same. Should the sum realized from such sale be insufficient to pay all of such expenses of raising and removing, together with the penalty and the expenses of said sale, then, and in such case, said President of said Commissioners may sue for the amount of such deficiency, in the name of and for the benefit of the Commonwealth, in any court of the Commonwealth having jurisdiction in similar cases; and it shall be the duty of the Attorney General of the Commonwealth to institute and prosecute such suits, at the request of said Commissioners.

Notice of sale.

When proceeds of sale are insufficient to pay expenses, etc.

Section 14. At least once a month, and before the tenth day thereof, the President of the Commissioners shall certify to the Commissioners, for their audit and approval, all money received during the preceding month, with the sources thereof, and all expenditures made in said month, with the purposes thereof.

Monthly statement of the president.

Section 15. The Commissioners shall make an annual report to the Governor of the Commonwealth, showing an itemized account of the income and expenditures made by them.

Annual report to Governor.

Section 16. All acts and parts of acts inconsistent herewith are hereby repealed.

Repeal.

Section 17. The sum of fifty-three thousand three hundred and twenty-four dollars, appropriated in the general appropriation bill to the harbor officers and port-warden at Philadelphia, is hereby

Transfer of appropriation.

transferred to the Board of Commissioners of Navigation of the river Delaware and its navigable tributaries; and the said Board of Commissioners is authorized to use said sum of fifty-three thousand three hundred and twenty-four dollars, in addition to its receipts, in the payment of salaries authorized by the provisions of this act, and for such other necessary expenses in the performance of its duties.

Section 18. This act shall be in effect on and after the first day of July, Anno Domini nineteen hundred and seven.

APPROVED—The 8th day of June, A. D. 1907.

EDWIN S. STUART.

No. 323.

AN ACT

To abolish the Board of Wardens for the port of Philadelphia, and the offices of Harbor Master and Master Warden of the port of Philadelphia, and to transfer the property belonging to these officials for the port of Philadelphia to the Board of Commissioners of Navigation for the river Delaware and its navigable tributaries.

Philadelphia.
Board of Wardens, and offices of Harbor master and Master Warden, abolished.

Section 1. Be it enacted, &c., That the Board of Wardens for the port of Philadelphia, the offices of Harbor Master and Master Warden of the port of Philadelphia, are hereby abolished.

Transfer of property.

Section 2. All the vessels, boats, launches, books, records, maps, and other property whatsoever, belonging to the Board of Wardens for the port of Philadelphia, the Harbor Master and the Master Warden of the port of Philadelphia, shall be deposited in and transferred to the Board of Commissioners of Navigation for the river Delaware and its navigable tributaries, to be kept in and used by the said Board of Commissioners of Navigation for the river Delaware and its navigable tributaries.

Board of Commissioners of Navigation.

Section 3. This act shall be in effect on and after the first day of July, Anno Domini nineteen hundred and seven.

Repeal.

Section 4. All acts or parts of acts inconsistent herewith be and the same are hereby repealed.

APPROVED—The 8th day of June, A. D. 1907.

EDWIN S. STUART.

No. 324.

AN ACT

To provide for the vacation and closing of alleys, lanes, or passageways that are or may hereafter become public nuisances, and to compensate abutting property owners or others who may be damaged thereby, and assess benefits if any there be.

Section 1. Be it enacted, &c., That from and after the passage of this act, where the bureau of health or health officers of any city, county, township, borough, or district in the State shall declare as a public nuisance and menace to health any alley, lane, or passageway located therein, used wholly or partly by the public, that thereupon any two or more owners of property, adjacent, contiguous, or abutting upon the same, may present their petition, duly verified by oath or affirmation, to the court of quarter sessions of the said city or county in which the said alley, lane, or passageway is located, setting forth the facts regarding the said nuisance, and praying that the said alley, lane, passageway, or so much thereof as may be necessary, be vacated; which said petition shall be accompanied by a certificate of the bureau of health or health officers, setting forth that they have declared the said alley, lane, or passageway to be a public nuisance and menace to health. That thereupon the said court shall appoint a jury of view, of six men, being duly qualified residents of the city or county where the proceedings are had. That the said jury being duly sworn or affirmed to faithfully perform their duties, shall give notice to the abutting, contiguous, and adjacent property owners, or others that are likely to be affected by the proceedings, of the time and place of the first meeting, in such manner as the court may direct; and after the said first meeting, the jury shall proceed to view the premises, and inquire into and take testimony in the manner usually pursued by juries of view in the opening of streets and the like; and then to present and file in the court of their appointment their report, in writing, of their findings and recommendations as to whether or not the said alley, lane, or passageway, or so much thereof as may be necessary, be vacated, and awarding the damages, and assessing the benefits, if any, to the properties affected thereby: Provided, That after they shall have prepared their report, the jury shall give notice, in writing, to all the parties to be affected by the said report, at least ten days before the day therein named for its filing, that the same is open to inspection, at a place within the said city or county named therein, within which period any party or person aggrieved

Alleys, lanes, or passageways.

Declared a public nuisance.

Petition.

Certificate of Bureau of Health.

Jury of view.

View and hearing.

Report.

Proviso.

Exceptions.

thereby shall have the right to file, with the jury, exceptions thereto; whereupon it shall be the duty of the said jury to proceed to reconsider their report with the exceptions; and if the same, or any part thereof, are in their opinion, in part or in whole, well founded, then it shall become their duty to modify their said report as justice may require, and thereupon file the same in the court of their appointment. If, however,

Proviso.

Appeals.

no exceptions be filed within the period of the notice, then it shall be the duty of the said jury, at the expiration of the said period, to forthwith file its said report in the court of their appointment: Provided, further, That any party or person affected by the said report shall have, after the same is filed in the court aforesaid, the right to appeal to the court of common pleas of the city or county where the proceedings are had, within thirty days after the filing of the said report; whereupon the appeal shall, as to the parties thereto, proceed in the same manner as actions of trespass are now conducted. At the end of the period allowed for

Confirmation.

appeal the said report shall be absolutely confirmed by the court aforesaid, as to such awards or assessment of benefits from which no appeals have been taken: Provided, That this act shall not apply in any case where the vacation of such alley, lane, or passageway shall wholly deprive any lot or lots of ground abutting thereon of the sole means of ingress or egress to or from such lot or lots.

Proviso.

Repeal.

Section 2. All acts or parts of acts inconsistent herewith be and the same are hereby repealed.

APPROVED—The 8th day of June, A. D. 1907.

EDWIN S. STUART

No. 325.

AN ACT

To amend an act, entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner and staff of assistants, and defining the powers and duties thereof; authorizing the State Highway Department to cooperate with the several counties and townships, and with boroughs in certain instances, in the improvement of the public highways and the maintenance of improved highways; providing for the application of counties and townships for State aid in highway improvement and maintenance; providing for the payment of the cost of highway improvements, made under the provisions of this act, by the State, the counties and the townships, and making an appropriation for this purpose, and providing a penalty for maliciously destroying improved roads," approved the first day of May, Anno Domini one thousand nine hundred and five; increasing the number of employees of the State Highway Department, and fixing the amounts of their salaries; eliminating from the items included in the expense of construction, and from those covered by damages, the cost of changes of grade; extending the provisions of the act to incorporated towns; increasing the percentage which may be paid to contractors in advance of the final completion of the work; authorizing the setting of monuments and planting of trees along State highways; prohibiting the construction of gas or water lines along State highways, except under certain conditions; and providing that the kind of roads to be built shall be decided by the State Highway Commissioner.

Section 1. Be it enacted, &c., That the first section of the act, entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner and staff of assistants, and defining the powers and duties thereof; authorizing the State Highway Department to cooperate with the several counties and townships, and with boroughs in certain instances, in the improvement of the public highways and the maintenance of improved highways; providing for the application of counties and townships for State aid in highway improvement and maintenance; providing for the payment of the cost of highway improvements, made under the provisions of this act, by the State, the counties and the townships, and making an appropriation for this purpose, and providing a penalty for maliciously destroying improved roads," approved the first day of May, one thousand nine hundred and five, which reads as follows:—

State Highway
Department.

"Section 1. Be it enacted, &c., That immediately upon the approval of this act, a State Highway Department shall be established by the appointment, by the Governor of the Commonwealth, with the advice and consent of the Senate, for a term of four years, of a State Highway Commissioner, who shall be a competent civil engineer, and experienced in the construction and maintenance of improved roads. Said State Highway Commissioner shall receive a salary of *five*

Section 1, act of
May 1, 1905.
cited for amend-
ment.

thousand dollars per annum, and shall be allowed his actual traveling expenses, *not exceeding one thousand dollars per annum*, while officially employed. He shall furnish a bond, in the sum of twenty-five thousand dollars, for the faithful performance of his duty, said bond to be approved by the Governor, and he shall give his whole time and attention to the duties of his position. The said State Highway Commissioner may appoint, as the work of the department requires it, and subject to the approval of the Governor, *one assistant*, who shall be a capable and competent civil engineer, and experienced in road building, who shall receive an annual salary of three thousand dollars, and shall be allowed his actual traveling expense, *not to exceed one thousand dollars per annum*, when on official business; he may also appoint, as the work of the department requires it, *six* competent civil engineers, experienced in road building, who shall each receive a salary of *two thousand* dollars per annum, and be allowed their actual traveling expenses; he may also appoint *two competent draftsmen*, who shall also be civil engineers, who shall each receive a salary of *fifteen hundred* dollars per annum. He shall also appoint a chief clerk, at an annual salary of *two thousand* dollars; and may employ *a* competent clerk and stenographer, at a salary of twelve hundred dollars per annum; and may also appoint *a* competent bookkeeper, at a salary of twelve hundred dollars per annum. The State Highway Commissioner shall require the employes of the Department to give bond for the faithful performance of their duty, in suitable and reasonable amounts," be and the same is hereby amended so as to read as follows:—

Commissioner.

Salary.

Bonds.

Deputy Commissioner.

Section 1. Be it enacted, &c., That immediately upon the approval of this act, a State Highway Department shall be established by the appointment, by the Governor of the Commonwealth, with the advice and consent of the Senate, for a term of four years, of a State Highway Commissioner, who shall be a competent civil engineer, and experienced in the construction and maintenance of improved roads. Said State Highway Commissioner shall receive a salary of *six thousand five hundred* dollars per annum, and shall be allowed his actual traveling expenses while officially employed. He shall furnish a bond, in the sum of twenty-five thousand dollars, for the faithful performance of his duty, said bond to be approved by the Governor, and he shall give his whole time and attention to the duties of his position. The said State Highway Commissioner may appoint, as the work of the department requires it, and subject to the approval of the Governor, *one deputy*, who shall be a capable and competent civil engineer, and experienced in road building, who

shall receive an annual salary of three thousand six hundred dollars, and shall be allowed his actual traveling expenses when on official business; he may also appoint, as the work of the department requires it, one assistant, who shall be a capable and competent civil engineer, and experienced in road building, who shall receive an annual salary of three thousand dollars and shall be allowed his actual traveling expenses when on official business; he may also appoint, as the work of the department requires it, twelve competent civil engineers, experienced in road building, who shall each receive a salary of two thousand four hundred dollars per annum, and be allowed their actual traveling expenses when on official business; he may also appoint a chief draughtsman, who shall also be a civil engineer, who shall receive an annual salary of two thousand four hundred dollars; he may also appoint three assistant draughtsmen, who shall also be civil engineers, who shall each receive a salary of eighteen hundred dollars per annum. He shall also appoint a chief clerk, at an annual salary of two thousand four hundred dollars; and may employ two competent clerks and stenographers, at a salary of twelve hundred dollars each per annum, and may employ two other stenographers or clerks, as the work of the department requires it, each at a salary of one thousand dollars per annum, and may also appoint two competent bookkeepers, each at a salary of twelve hundred dollars per annum, and may employ two clerks, as the work of the department requires it, each at a salary of one thousand dollars per annum. The State Highway Commissioner shall require the employes of the Department to give bond for the faithful performance of their duty, in suitable and reasonable amounts.

Civil engineers.

Draftsmen.

Chief clerk.

Stenographers.

Bookkeepers.

Clerks.

Bonds.

Section 2. That the ninth section of the said act, which reads as follows:—

“Section 9. Whenever the county commissioners of any county shall represent by petition to said State Highway Department that any principal highway in said county, outside of the corporate limits of any city, is not in a satisfactory condition for comfortable or economical travel, and ought to be reconstructed under the provisions of this act, it shall be the duty of the State Highway Commissioner to examine such highway, or instruct one of his assistants so to do; and if, in the judgment of the State Highway Commissioner, said representation is well-founded, he shall determine what changes should be made in said existing highway, what portion of it should be improved and in what manner, and shall make the necessary surveys, prepare accurate plans, and make careful detailed estimates of the expense of the work which, in his opinion, should be done, and report the same to the county commis-

Section 9, act of May 1, 1905, cited for amendment.

sioners of the county and the supervisors or commissioners of the township or townships in which the said highway may lie. If the said commissioners and township supervisors or commissioners then decide that it is advisable to go on with the work, as hereinafter provided, and make the required agreements, as hereafter specified, the State Highway Department may, if the funds at its disposal permit of so doing, contract jointly with the county and township, or townships, in which said highway lies, to carry out the recommendations of the State Highway Commissioner; the cost of the same, including all the necessary surveys, grading, material, construction, relocation, *changes of grade*, and expenses in connection with the improvement of said highway, to be borne seventy-five per centum by the State, twelve and one-half per centum by the county, and twelve and one-half per centum by the township or townships in which the portions of said highways, improved as herein provided, may lie: Provided, That the State aid shall be apportioned among the several counties of the Commonwealth according to the mileage of township or county roads in said counties, but the said amount shall remain in the State Treasury until applied for under the provisions of this act: Provided, That if the appropriation, so apportioned by the State, shall not be so applied for before the first day of May in each year, the amount so apportioned and set aside for that county, or the amount thereof not applied for, shall be apportioned, as herein provided for, to the counties that had, in that year, applications requiring the expenditure of a sum greater than the amount of their apportionment: Provided, That nothing herein contained shall prevent any county and township from agreeing to appropriate a larger amount for such road improvement than the amounts specified in this act: And provided, That counties and townships may agree among themselves to contribute their combined proportion of the twenty-five per centum of the total expense of construction, herein provided to be borne by them, in different proportions from that hereinabove specified: Provided, further, That any township which shall agree to pay the one-fourth cost of constructing any such road, as hereinbefore mentioned, may make application direct to the State Highway Department: And provided, That any county taking township roads, with a view of constructing them under the provisions of the act of June 20 1895 (*thousand eight hundred and ninety-five*) (Pamphlet Law, three hundred and thirty-six), and supplements and amendments thereto, shall be entitled to receive the same amount of State aid hereinbefore specified; but the work of construction shall be done under the supervision of the State Highway Depart-

ment, the same as any other road reconstructed under the provisions of this act," be and the same is hereby amended so as to read as follows:—

Section 9. Whenever the county commissioners of any county shall represent by petition to said State Highway Department that any principal highway in said county, outside of the corporate limits of any city, is not in a satisfactory condition for comfortable or economical travel, and ought to be reconstructed under the provisions of this act, it shall be the duty of the State Highway Commissioner to examine such highway, or instruct one of his assistants so to do; and if, in the judgment of the State Highway Commissioner, said representation is well-founded, he shall determine what changes should be made in said existing highway, what portion of it should be improved and in what manner, and shall make the necessary surveys, prepare accurate plans, and make detailed estimates of the expense of the work which, in his opinion, should be done, and report the same to the county commissioners of the county and the supervisors or commissioners of the township or townships in which the said highways may lie. If the said county commissioners and township supervisors or commissioners then decide that it is advisable to go on with the work, as hereinafter provided, and make the required agreements, as hereinafter specified, the State Highway Department may, if the funds at its disposal permit of so doing, contract jointly with the county and township, or townships, in which said highway lies, to carry out the recommendations of the State Highway Commissioner; the cost of the same, including all the necessary surveys, grading, material, construction, relocation, and expenses in connection with the improvement of said highway, to be borne seventy-five per centum by the State, twelve and one-half per centum by the county, and twelve and one-half per centum by the township or townships in which the portions of said highways, improved as herein provided, may lie: Provided, That the State aid shall be apportioned among the several counties of the Commonwealth according to the mileage of townships or county roads in said county, but the said amount shall remain in the State Treasury until applied for under the provisions of this act: Provided, That if the appropriation, so apportioned by the State, shall not be so applied for before the first day of May in each year, the amount so apportioned and set aside for that county, or the amount thereof not applied for, shall be apportioned, as herein provided for, to the counties that had, in that year, applications requiring the expenditure of a sum greater than the amount of their apportionment: Provided, That nothing herein contained shall prevent any county and township from agreeing to ap-

Petition of county commissioners.

Examinations.

Surveys, plans, etc.

Report.

Contracts.

Apportionment of cost.

Proviso.

If quota is not applied for.

Proviso.

Proviso.

Proviso.

Roads constructed
under act of
June 26, 1895.

appropriate a larger amount for such road improvement than the amount specified in this act: And provided, That counties and townships may agree among themselves to contribute their combined proportion of the twenty-five per centum of the total expense of construction, herein provided to be borne by them, in different proportions from that hereinabove specified: Provided, further, That any township which shall agree to pay the one-fourth cost of constructing any such road, as hereinbefore mentioned, may make application direct to the State Highway Department: And provided, That any county taking township roads, with a view of constructing them, under the provisions of the act of June twenty-sixth, one thousand eight hundred and ninety-five (Pamphlet Law, three hundred and thirty-six), and supplements and amendments thereto, shall be entitled to receive the same amount of State aid hereinbefore specified; but the work of construction shall be done under the supervision of the State Highway Department, the same as any other road reconstructed under the provisions of this act.

Section 3. That the sixteenth section of the said act, which reads as follows:—

Section 16. act of
May 1, 1905, cited
for amendment.

“Section 16. The Commonwealth of Pennsylvania shall not be liable to any person or corporation for damages arising from the rebuilding or improvement of any highway under this act, nor shall the State engage to keep such highway in repair after the same shall have been rebuilt or improved, except to extend the aid in maintenance herein provided. In case any person or persons, or corporations, shall sustain damage *by any change in grade*, or by the taking of land to alter the location of any highway which may be improved under this act, and the county commissioners and the parties so injured cannot agree on the amount of damages sustained, such persons or corporations may present their petition to the court of quarter sessions, for the appointment of viewers to ascertain and assess such damage; the proceedings upon which said petition and by the viewers shall be governed by the laws relating to the assessment of damages for opening public highways, and such damages, when ascertained, shall be paid by the respective counties, and afterwards apportioned by the State Highway Commissioner according to the provisions of section fifteen,” be and the same is hereby amended so as to read as follows:—

Damages.

Section 16. The Commonwealth of Pennsylvania shall not be liable to any person or corporation for damages arising from the rebuilding or improvement of any highway under this act; nor shall the State engage to keep such highway in repair after the same shall have been rebuilt or improved, except to extend the aid in maintenance herein provided. In case any

person or persons or corporations shall sustain damage by the taking of land to alter the location of any highway which may be improved under this act, and the county commissioners and the parties so injured cannot agree on the amount of damages sustained, such persons or corporations may present their petition to the court of quarter sessions, for the appointment of viewers to ascertain and assess such damages; the proceedings upon which said petition and by the viewers shall be governed by the laws relating to the assessment of damages for opening public highways, and such damages, when ascertained, shall be paid by the respective counties, and afterwards apportioned by the State Highway Commissioner according to the provisions of section fifteen.

Petition.

Viewers.

Section 4. That the seventeenth section of the said act, which reads as follows:—

“Section 17. Where a portion of an important main highway, traversing one or more townships, and for the improvement of which according to the provisions of this act application has been made by said township or townships, shall lie within the limits of, or traverse, any borough or boroughs, and where the failure of said borough or boroughs to improve the said highway would leave a break or unimproved section in a continuous improved highway, it shall be lawful for the county commissioners of the county in which said highway is located, to enter into an agreement with said borough or boroughs to bear a portion of the expenses of said improvement of the highway within the borough limits, in the same manner as is herein provided for cooperation between the counties and townships: Provided, That an improved road shall have been previously constructed, in an adjoining township or borough, to the line of the borough making application. The State Highway Department may, if the State Highway Commissioner so recommends, bear a portion of the expense of said improvement of said highway within said borough limits; but in no case shall the portion of said expense to be borne by the State exceed seventy-five per centum of the total expense of said improvement. Boroughs shall only receive aid from the State, as aforesaid, in cases where failure to receive such aid would prevent a continuous improvement of an important main highway: Provided, That any borough which is willing to pay the one-fourth the cost of constructing any such road, as hereinbefore mentioned, may make application direct to the State Highway Department. All improvements made in borough highways, as herein provided, shall be of a character similar to that specified for the township or townships through which the highway to be improved passes in reaching said borough and boroughs, and the plans

Section 17, act of May 1, 1905, cited for amendment.

and specifications for the work shall be approved by the State Highway Department; and the completed work shall be approved by said Department before any warrant shall be issued for the State's share in such improvement, as herein provided. It shall be the duty of the proper officers of said borough or boroughs, charged with the maintenance of the streets and highways of said borough or boroughs, to keep and maintain said improved highway, within the borough limits, in a condition to conform to the standard established by the State Highway Department for the maintenance of similar highways," be and the same is hereby amended so as to read as follows:—

When portion of highway is within borough.

Agreement with borough or town.

Limit.

Proviso.

State portion of expense.

Proviso.

Borough and town highways.

Approval of work.

Section 17. Where a portion of an important main highway, traversing one or more townships, and for the improvement of which, according to the provisions of this act, application has been made by said township or townships, shall lie within the limits of, or traverse, any borough or boroughs, *or any incorporated town or towns*, and where the failure of said borough or boroughs, *or incorporated town or towns*, to improve the said highway would leave a break or unimproved section in a continuous improved highway, it shall be lawful for the county commissioners of the county in which said highway is located, to enter into an agreement with said borough or boroughs, *or incorporated town or towns*, to bear a portion of the expenses of said improvement of the highway within the limits of the said borough *or town*, in the same manner as is herein provided for cooperation between the counties and townships: Provided, That an improved road shall have been previously constructed, in an adjoining township or borough, to the line of the borough *or town* making application. The State Highway Department may, if the State Highway Commissioner so recommends, bear a portion of the expense of said improvement of said highway within said borough *or town* limits; but in no case shall the portion of said expense to be borne by the State exceed seventy-five per centum of the total expense of said improvement. Boroughs shall only receive aid from the State, as aforesaid, in cases where failure to receive such aid would prevent a continuous improvement of an important main highway: Provided, That any borough *or incorporated town* which is willing to pay the one-fourth the cost of constructing any such road, as hereinbefore mentioned, may make application direct to the State Highway Department. All improvements made in borough *or town* highways, as herein provided, shall be of a character similar to that specified for the township or townships through which the highway to be improved passes in reaching said borough *or town*, and the plans and specifications for the work shall be approved by the

State Highway Department; and the completed work shall be approved by said Department before any warrant shall be issued for the State's share in such improvement, as herein provided. It shall be the duty of the proper officers of said borough or boroughs *or incorporated* town or towns, charged with the maintenance of the streets and highways of said borough or boroughs, or *town or towns*, to keep and maintain said improved highway, within the borough *or town* limits, in a condition to conform to the standard established by the State Highway Department for the maintenance of similar highways.

Maintenance.

Section 5. That the eighteenth section of the said act, which reads as follows:—

“Section 18. The total expense of highway improvement or maintenance, under the provisions of this act, shall be paid by the State Treasurer, upon the warrant of the State Highway Commissioner, attested by the chief clerk of the State Highway Department, out of any specific appropriations made by the Legislature to carry out the provisions of this act. The share of the county, in which said highway improvement as herein provided has been made, shall be paid to the State Treasurer by the county treasurer, upon the order of the county commissioners. The share of the township or townships, or of the borough or boroughs, in which the said highway improvement, as herein provided, has been made, shall be paid to the State Treasurer by the township supervisors or commissioners, or by the borough treasurer, respectively, as other debts of said township or borough are paid. Upon the completion of any highway improvement, the State Highway Commissioner shall certify to the State Treasurer and to the county commissioners and township supervisors, or borough authorities, as the case may be, the respective shares of said county and township, or borough. If the said shares of county and township, or borough, either or both of them, shall not be paid to the State Treasurer within thirty days after being certified to by the State Highway Commissioner, as hereinbefore specified; then the said shares of county and township, or borough, either or both of them, remaining unpaid, shall be charged by the State Treasurer against any funds of said county which may be in the hands of the State Treasurer, or which may thereafter come into his hands. The amounts paid under this act to the State Treasurer by counties, *townships* and boroughs shall be placed by him to the credit of the fund for road construction. The State Highway Commissioner may make partial payments to any contractor performing any highway improvement, as the same progresses; but not more than *seventy-five* per centum of the contract price shall be paid in advance of the full

Section 18, act of May 1, 1906, cited for amendment.

completion of said improvement. At least *twenty-five* per centum of the full contract price shall be withheld until the work is satisfactorily completed, and has been accepted by the State Highway Commissioner," be and the same is hereby amended so as to read as follows:—

Payment by State
Treasurer.

County's share.

Township's share.

Commissioner's
certificate.

Failure to pay .

Fund.

Partial payments.

Section 18. The total expense of the highway improvement or maintenance, under the provisions of this act, shall be paid by the State Treasurer, upon the warrant of the State Highway Commissioner, attested by the chief clerk of the State Highway Department, out of any specific appropriation made by the Legislature to carry out the provisions of this act. The share of the county, in which said highway improvement as herein provided has been made, shall be paid to the State Treasurer by the county treasurer, upon the order of the county commissioners. The share of the township or townships, or of the borough or boroughs, in which the said highway improvement as herein provided has been made, shall be paid to the State Treasurer by the township supervisors or commissioners, or by the borough treasurer, respectively, as other debts of said township or borough are paid. Upon the completion of any highway improvement, the State Highway Commissioner shall certify to the State Treasurer, and to the county commissioners and township supervisors, or borough authorities, as the case may be, the respective shares of said county and township, or borough. If the said shares of county and township, or borough, either or both of them, shall not be paid to the State Treasurer, within thirty days after being certified to by the State Highway Commissioner, as hereinbefore specified, then the said shares of county and township, or borough, either or both of them, remaining unpaid, shall be charged by the State Treasurer against any funds of said county which may be in the hands of the State Treasurer, or which may thereafter come into his hands. The amounts paid under this act to the State Treasurer by counties and boroughs shall be placed by him to the credit of the fund for road construction. The State Highway Commissioner may make partial payments to any contractor performing any highway improvement, as the same progresses; but not more than *ninety* per centum of the contract price shall be paid in advance of the full completion of said improvement. At least *ten* per centum of the full contract price shall be withheld until the work is satisfactorily completed, and has been accepted by the State Highway Commissioner.

Section 6. That the twentieth section of the said act, which reads as follows:—

"Section 20. All highways or portions of highways constructed or improved under the provisions of this act shall thereafter be known as the "State Highways,"

Section 20, act of
May 1, 1905,
cited for amend-
ment.

but, so far as the same may be within the limits of any township, shall be kept in repair, so that they may be maintained at the standard of condition prescribed for highways of their class by the State Highway Department, at the expense of said township; but the supervisors or commissioners of any township possessing improved highways may ask for and receive State aid for the maintenance of the same, as hereinafter provided. It shall be the duty of the supervisors or commissioners of every township in which said State highways may lie, to maintain the same generally at a reasonable standard, prescribed for such roads by the State Highway Department: Provided, That no street railway shall hereafter be constructed upon any portion of a highway which has been or may be hereafter improved under the provisions of this act, except under the conditions and regulations as may be prescribed by the State Highway Commissioner. Any person who shall, by the use of rough locks or drag-locks upon wagon wheels, or by any other method, or in any *other* manner, wilfully or maliciously destroy or damage any improved highway, in this Commonwealth, shall be deemed guilty of a misdemeanor, and, upon arrest and conviction therefor, shall pay a fine of ten dollars for each and every offense; which fine shall be recoverable as in similar cases, upon complaint of any person before a justice of the peace, and the fine so recovered shall be paid to the supervisor of the township wherein the offense was committed. for the use of the road fund of said township," be and the same is hereby amended so as to read as follows:—

Section 20. All highways, or portions of highways, constructed or improved under the provisions of this act shall thereafter be known as "State highways," and shall be marked with suitable monuments, having the words "State highway" and the year-date cut thereon, the same to be paid for as part of the cost of the road. The State Highway Commissioner may also cause trees to be planted along such State highways, the same to be paid for as part of the cost of the road, but to remain the property of the State. The said State highways shall be kept in repair at the expense of the township in which they are situated, so that they may be maintained at the standard of condition prescribed for highways of their class by the State Highway Department: but the supervisors or commissioners of any township possessing improved highways may ask for and receive State aid for the maintenance of the same, as hereinafter provided. It shall be the duty of the supervisors or commissioners of every township, in which said State highways may lie, to maintain the same generally at a reasonable standard, prescribed for such roads by the State Highway Department:

"State High-
ways."

Monuments.

Trees.

Repairs.

Duty of supervi-
sors.

Street railways.

Gas and water-pipes.

Malicious damage.

Fine.

Provided, That no street railway shall hereafter be constructed upon, *nor shall any gas or water-pipe be laid upon or in*, any portion of a highway which has been, or may hereafter be, improved under the provisions of this act, except under such conditions and regulations as may be prescribed by the State Highway Commissioner. Any person who shall, by the use of rough locks or drag-locks upon wagon wheels, or by any other method or in any manner, wilfully or maliciously destroy or damage any improved highway, in this Commonwealth, shall be deemed guilty of a misdemeanor, and, upon arrest and conviction therefor, shall pay a fine of ten dollars for each and every offense, which fine shall be recoverable as in similar cases, upon complaint of any person before a justice of the peace, and the fine so recovered shall be paid to the supervisors of the township wherein the offense was committed, for the use of the road fund of said township.

Section 7. That the twenty-first section of the said act, which reads as follows:—

Section 21, act of May 1, 1905, cited for amendment.

“Section 21. All highways improved under the provisions of this act shall require the construction of a macadamized road, or a telford or other stone road, or a road constructed of gravel, cinder, oyster-shells, or other good materials, in such manner that the same, of whatever material constructed will, with reasonable repairs thereto, at all seasons of the year be firm, smooth, and convenient for travel. *The county commissioners shall have the authority to select the kind of materials to be used in improving any road under the provisions of this act. Any difference of opinion that may arise between the county commissioners and the township road authorities, as to the kind of a road to be built, shall be decided by the State Highway Commissioner. The State Highway Commissioner shall furnish to the county commissioners and township road authorities information as to the probable cost of improved highways, as defined in this section.*” he and the same is hereby amended so as to read as follows:—

Construction of improved highways.

Section 21. All highways improved under the provisions of this act shall require the construction of a macadamized road, or a telford or other stone road, or a road constructed of gravel, cinder, oyster-shells, or other good materials, in such manner that the same, of whatever material constructed, will, with reasonable repairs thereto, at all seasons of the year, be firm, smooth, and convenient for travel. The kind of a road to be built shall be decided by the State Highway Commissioner. The State Highway Commissioner shall furnish to the county commissioners and township road authorities information as to the probable cost of improved highways, as defined in this section.

Section 8. That the twenty-third section of the said act, which reads as follows:—

“Section 23. Whenever the supervisors or commissioners of any township or county shall desire State aid for the purpose of maintenance of improved highways, whether State Highways improved under the provisions of this act or otherwise, it shall be the duty of said supervisors or commissioners to file with the State Highway Department, on or before the first day of May in each year, a sworn petition requesting such State aid, and setting forth the number of miles of highways improved, according to the standards of the State Highway Department, in said township, and the cost of the same to said township, together with the condition of said improved highway and the average annual cost of maintaining the same. In cases where State aid is given for maintenance of any highway, the said supervisors or commissioners shall include in their next annual application for State maintenance aid a sworn statement, showing in detail the manner in which the aid previously received was expended. The State Highway Commissioner, if in his judgment the conditions warrant the cooperation of the State in maintaining said highways, shall apportion to said township or county its proportion of the total amount available for the maintenance of improved highways, as hereinbefore provided; and the said amount shall be paid to the said supervisors or commissioners by warrant of the State Highway Department; but in no case shall the amount thus given by the State, for maintenance, be more than *one-half* the amount which, in the judgment and experience of the State Highway Commissioner, the annual cost of maintaining improved highways of the standard of construction prevailing in such township or county should be, nor more than *one-half* the sworn average annual cost of maintenance, as set forth in the petition of the supervisors or commissioners of said township or county,” be and the same is hereby amended so as to read as follows:—

Section 23. Whenever the supervisors or commissioners of any township or county shall desire State aid, for the purpose of maintenance of improved highways, whether State highways improved under the provisions of this act or otherwise, it shall be the duty of said supervisors or commissioners to file with the State Highway Department, on or before the first day of May in each year, a sworn petition requesting such State aid, and setting forth the number of miles of highways improved according to the standards of the State Highway Department in said township, and the cost of the same to said township, together with the condition of said improved highways, and the average annual cost of maintaining the same. In cases where State aid is

Section 23, act of May 1, 1905, cited for amendment.

State aid in maintenance.

Petition.

Statement.

Apportionment.

Limit.

Proviso.

Neglect.

Proviso.

Borough maintenance of highways.

given for maintenance of any highway, the said supervisors or commissioners shall include, in their next annual application for State maintenance aid, a sworn statement showing in detail the manner in which the aid previously received was expended. The State Highway Commissioner, if in his judgment the conditions warrant the cooperation of the State in maintaining said highways, shall apportion to said township or county its proportion of the total amount available for the maintenance of improved highways, as hereinbefore provided; and the same amount shall be paid to the said supervisors or commissioners by warrant of the State Highway Department; but in no case shall the amount thus given by the State for maintenance be more than *three-fourths* the amount which, in the judgment and experience of the State Highway Commissioner, the annual cost of maintaining improved highways of the standard of construction prevailing in such township or county should be, nor more than *three-fourths* the sworn average annual cost of maintenance, as set forth in the petition of the supervisors or commissioners of said township or county: *Provided, That should any township or county that is entitled to receive State aid for the maintenance of roads, reconstructed under contract made by the State or otherwise, neglect to keep such reconstructed roads in proper repair, or expend the money, so apportioned by the State Highway Department, for other purposes than repairing said roads, then it shall be the duty of the State Highway Commissioner to see that the roads are properly maintained and kept in repair, and the money apportioned to said township or county shall be expended under his direction, and the township or county charged with their share of the cost of making said repairs. The township or county share of said repairs shall be certified to the board of township supervisors or commissioners, or county commissioners, and to the State Treasurer, by the State Highway Commissioner, and, upon receipt of said certification, the said board of township supervisors or commissioners, or county commissioners, shall pay to the State Treasurer the amount thus certified, by warrant upon the township or county treasurer: Provided also, That boroughs which are entitled to receive State aid in the reconstruction of connecting links, in order to make a continuous road, shall be entitled to receive State aid in maintaining the sections of road reconstructed by the State, in the same proportion as said aid is paid to townships and counties, and under the same restrictions and limitations as are herein provided for said townships and counties, and the borough share of said cost of maintenance shall be charged to said borough, and, upon certification by the State Highway Commissioner, shall be paid to the*

State Treasurer, by warrant of the proper borough officials upon the borough treasurer. If the share of the said township, county, or borough shall not be paid to the State Treasurer, within thirty days after being certified to by the State Highway Commissioner, the amount of said share shall be charged by the State Treasurer against any funds—excepting school funds—of said township, county, or borough, which may be in the hands of the State Treasurer, or which may thereafter come into his hands.

Section 9. That the twenty-fifth section of the said act, which reads as follows:

“Section 25. In addition to his other duties, the State Highway Commissioner shall cause to be made a complete survey of all the roads in the State; and shall cause to be made, and kept, for the State Highway Department, a general highway plan of the State; and compile statistics and collect information relative to the mileage, character, and condition of the highways in the townships and counties of the State. He shall investigate and determine upon the various methods of road construction best adapted to the various sections of the State; and establish standards for the construction and maintenance of highways in the various sections, taking into consideration the topography of the country, the natural conditions, and the character and availability of road-building material, and the ability of the townships and counties to build and maintain roads under the provisions of this act. He may, at all reasonable times, be consulted by county, city, borough, or township officers, having authority over highways and bridges, and shall, when requested, advise and give information to such officers relative to the construction, repairing, alteration, and maintenance of the said highways and bridges. He shall, at all times, lend his aid in promoting improvements throughout the State, and shall prepare and disseminate useful information relative to road building and improvement,” be and the same is hereby amended so as to read as follows:—

Section 25. In addition to his other duties, the State Highway Commissioner shall cause to be made a complete survey of all the roads in the State; and shall cause to be made and kept, for the State Highway Department, a general highway plan of the State; and compile statistics and collect information relative to the mileage, character, and condition of the highways in the townships and counties of the State. He shall investigate and determine upon the various methods of road construction best adapted to the various sections of the State; and establish standards for the construction and maintenance of highways in various sections, taking into consideration the topography of the country, the natural conditions, and the character

Section 25, act of May 1, 1905, cited for amendment.

Duties of the Commissioner.

Survey.

Highway plan.

He may be consulted by officers.

and availability of road-building material, and the ability of the townships and counties to build and maintain roads under the provisions of this act. He may, at all reasonable times, be consulted by county, city, borough, or township officers, having authority over highways and bridges, and shall, when requested, advise and give information to such officers relative to the construction, repairing, alteration, and maintenance of the said highways and bridges. He shall, at all times, lend his aid in promoting improvement throughout the State, and shall prepare useful information relative to road building and improvement, which he shall disseminate *by means of printed bulletins, which he shall issue at such times and in such numbers as he shall deem best.*

Bulletins.

APPROVED—The 8th day of June, A. D. 1907.

EDWIN S. STUART.

No. 326.

AN ACT

To repeal an act, entitled "An act to increase the pay of the Directors of the Poor and House of Employment for the county of Northampton," approved the first day of April, Anno Domini one thousand eight hundred and sixty-eight.

Northampton county.

Act of April 1, 1868, cited for repeal.

Section 1. Be it enacted, &c., That all that certain act, entitled "An act to increase the pay of the Directors of the Poor and House of Employment for the county of Northampton," approved the first day of April, Anno Domini one thousand eight hundred and sixty-eight, be and the same is hereby repealed.

APPROVED—The 8th day of June, A. D. 1907.

EDWIN S. STUART.

No. 327.

AN ACT

To provide for the more efficient collection of taxes, regulating appointments in the Department of the Receiver of Taxes, and authorizing the establishment of local branch tax offices in cities of the first class.

Cities of the first class.

Department of Receiver of Taxes.

Section 1. Be it enacted, &c., That the municipal authorities in cities of the first class are hereby authorized to provide for the establishment and maintenance of so many local branch offices as may be deemed necessary or convenient, for the payment and receipt of taxes

upon real estate, within such boundaries with respect to each of said branch offices as may be prescribed, and for the payment and receipt of State taxes payable by persons residing within said boundaries, together with such other moneys, now payable to the Receivers of Taxes in such cities, as may be provided for by ordinance.

Local branch tax offices.

Section 2. For each of the said local branch tax offices which may be established, as provided for in section one, there shall be appointed, by the Receivers of Taxes of such cities, a local receiver of taxes, who shall possess the same qualifications for office as are required by law in the case of the Receivers of Taxes. Said local receivers of taxes shall hold their offices during the term of the Receiver of Taxes by whom they shall have been appointed: Provided, That they shall so long behave themselves well. Said local receivers of taxes and such branch offices shall be attached and subordinate to the Department of The Receiver of Taxes, and shall be under its supervision, control, and direction, subject however to the regulation of councils. The local receivers of taxes, so appointed, shall receive a compensation, by salary, to be fixed by ordinance; and councils shall provide for the appointment of such clerks and assistants as may be determined upon, and shall appropriate funds from the city treasury for the salaries of the said local receivers of taxes, clerks, and assistants, and for the rent and other expenses of said local branch tax offices.

Appointment of local receivers of taxes.

Proviso.

Section 3. Councils shall provide for, and regulate the business of, said local branch tax offices; determine what shall be the duties of said local receivers, and what taxes or other moneys, in addition to those hereinbefore prescribed, now payable to the Receiver of Taxes, shall be payable to the said local receivers of taxes, and whether or not the money made payable at such local branch offices may also be payable at the office of the Receiver of Taxes.

Regulation of business of the branch offices.

Section 4. The Receivers of Taxes in said cities shall be responsible for the moneys collected by such local receivers of taxes: Provided, That they may require of such local receivers of taxes such bonds as they may deem adequate for the safe-keeping and paying over to the Receivers of Taxes of all moneys collected: And provided, further, That inasmuch as said local receivers of taxes and the Department of Receiver of Taxes of cities of the first class are charged with the duty of collecting State taxes, and are made responsible for all funds received by their subordinate clerks or officers, said local receivers of taxes and Receivers of Taxes in said cities shall not be subject to the provisions of any act or acts of Assembly requiring the appointees of such local receivers and Receivers of Taxes to undergo

Proviso.

Bonds.

Proviso.

No competitive examination.

a competitive or other examination before they shall be appointed.

Office of ward
receiver abolished.

Section 5. Upon the establishment of such local branch offices, the office of ward receiver, or other local officer, now existing for the collection of taxes in any city of the first class, shall be and the same is hereby abolished, and the duties performed by said ward receivers or other local officers, now charged with the collection of such taxes, shall be performed by the local receivers of taxes provided for in the foregoing sections of this act.

Repeal.

Section 6. All acts or parts of acts inconsistent herewith be and the same are hereby repealed.

APPROVED—The 8th day of June, A. D. 1907.

EDWIN S. STUART.

No. 328.

AN ACT

To repeal the first section of an act, entitled "An act relating to railroad companies and common carriers, defining their liability, and authorizing them to provide means of indemnity against loss of life and personal injury," approved April four, eighteen hundred and sixty-eight.

Railroad com-
panies and com-
mon carriers.

Indemnity.

Section 1, act of
April 4, 1868, cited
for repeal.

Section 1. Be it enacted, &c., That the first section of an act, entitled "An act relating to railroad companies and common carriers; defining their liability, and authorizing them to provide means of indemnity against loss of life and personal injury," approved April fourth, eighteen hundred and sixty-eight, which reads as follows:—

"That when any person shall sustain personal injury or loss of life while lawfully engaged or employed on or about the roads, works, depots, and premises of a railroad company, or in or about any train or car therein or thereon, of which company such person is not an employe, the right of action and recovery in all such cases against the company shall be such only as would exist if such person were an employe: Provided, That this section shall not apply to passengers," be and the same is hereby repealed.

Repeal.

APPROVED—The 10th day of June, A. D. 1907.

EDWIN S. STUART.

No. 329.

AN ACT

Extending and defining the liability of employers, in actions for negligence, for injury or death of their employes; declaring what shall not be a defense in such actions by employes against their employers, and defining who are agents of the employer, under this act.

Section 1. Be it enacted, &c., That in all actions brought to recover from an employer for injury suffered by his employe, the negligence of a fellow-servant of the employe shall not be a defense, where the injury was caused or contributed to by any of the following causes; namely,—

Liability of employers.

Negligence of fellow-servant.

Any defect in the works, plant, or machinery, of which the employer could have had knowledge by the exercise of ordinary care; the neglect of any person engaged as superintendent, manager, foreman, or any other person in charge or control of the works, plant, or machinery; the negligence of any person in charge of or directing the particular work in which the employe was engaged at the time of the injury or death; the negligence of any person to whose orders the employe was bound to conform, and did conform, and, by reason of his having conformed thereto, the injury or death resulted; the act of any fellow-servant, done in obedience to the rules, instructions, or orders given by the employer, or any other person who has authority to direct the doing of said act.

Declaring what shall not be a defense.

Section 2. The manager, superintendent, foreman, or other person in charge or control of the works, or any part of the works, shall, under this act, be held as the agent of the employer, in all suits for damages for death or injury suffered by employes.

Agent.

Section 3. All acts or parts of acts inconsistent herewith be and the same are hereby repealed.

Repeal.

APPROVED—The 10th day of June, A. D. 1907.

EDWIN S. STUART.

No. 330.

AN ACT

Amending section thirty-five (35) of an act, entitled "An act relating to roads, highways, and bridges," approved the thirteenth day of June, Anno Domini one thousand eight hundred and thirty-six; extending the provisions of said section as to also authorize the construction of county bridges in cities and boroughs, and providing for the erection of new bridges when any existing county bridge is insufficient, for any cause, to accommodate the public travel.

Section 1. Be it enacted, &c., That section thirty-five (35) of an act, entitled "An act relating to roads, high-

County bridges.

ways, and bridges," approved the thirteenth day of June, Anno Domini one thousand eight hundred and thirty-six, which reads as follows:—

"When a river, creek or rivulet, over which it may be necessary to erect a bridge, crosses a public road or highway, and the erecting of such bridge requires more expense than it is reasonable that one or two adjoining townships should bear, the court having jurisdiction, as aforesaid, shall, on the representation of the supervisors or on the petition of any of the inhabitants of the respective townships, order a view in the manner provided for in the case of roads; and if, on the report of viewers, it shall appear to the court, grand jury, and commissioners of the county that such bridge is necessary, and would be too expensive for such township or townships, it shall be entered upon record as a county bridge," be and the same is hereby amended to read as follows:—

Section 35, act of June 13, 1836, cited for amendment.

Construction of, in cities, boroughs, etc.

View.

When insufficient to accommodate public travel.

When a river, creek, or rivulet, over which it may be necessary to erect and construct a bridge, crosses a public street, road, or highway in any city, borough, or township of this Commonwealth, and the erecting and constructing of such bridge requires more expense than it is reasonable that the respective city, borough, township or townships, or any two of them when they are adjoining, should bear, the court, having jurisdiction as aforesaid, shall, upon the representation of the proper authorities of the respective city or borough, or of the supervisors of the township, or on the petition of any of the inhabitants of the respective city, borough, or township, order a view in the manner provided for in the case of roads; and if, on the report of the viewers, it shall appear to the court, grand jury, and commissioners of the county that such bridge is necessary, and would be too expensive for such city, borough, township or townships, or any two of them adjoining, to bear, it shall be entered on record as a county bridge. Should any county bridge, whether heretofore or hereafter erected, be insufficient, for any cause, to accommodate the public travel, it shall be lawful to proceed in said court by petition, in the manner aforesaid, with like proceedings and with the same effect as if the petition was for an original county bridge; and, upon the approval of the court, grand jury, and county commissioners, a new bridge may be erected and constructed to take the place of the bridge then existing.

APPROVED—The 12th day of June, A. D. 1907.

EDWIN S. STUART.

No. 331.

AN ACT

Requiring banks, trust companies, savings fund societies, building and loan associations, bond and investment companies, provident associations, and all other corporations under supervision of the Commissioner of Banking, to furnish receipt in full to each depositor or investor for moneys received, which shall also be entered in full on books of the company; statement of liabilities to be set out in full in all reports to Commissioner of Banking or other supervisory authorities; statement of all moneys borrowed, to be placed in full as liabilities on books of the company: violation of provisions of this act a misdemeanor, and penalty therefor.

Section 1. Be it enacted, &c., That every bank, trust company, saving fund society, building and loan association, bond and investment company, provident association or company, or any other corporation now, or which may hereafter be, placed by law under the supervision of the Commissioner of Banking, or which may hereafter be incorporated, whether domestic or foreign, shall furnish each depositor or investor with a receipt in full, by pass-book or otherwise, for all moneys received, whether as deposits, dues, or on account of installments for any trust or investment whatever, which, until refunded, shall constitute a liability upon the part of the corporation, and shall be kept in proper form on books prepared for the purpose.

Banks, trust companies, building and loan associations, etc.

Shall furnish receipt in full to depositor or investor.

Section 2. In all reports furnished to the Commissioner of Banking the courts of law, or other supervisory authorities, the aggregate of these liabilities shall be set out in full; and it shall not be lawful to reduce the same for the purpose of concealing unadjusted losses, overdrafts, expense charges, or loans, all of which shall be set out in accounts, separate and apart, on the books and reports until adjusted or charged off, and not debited, in any manner whatever, against deposits or other credits for which the corporation may be liable.

Reports.

Liabilities shall be set out in full, etc.

Section 3. Whenever it may become necessary for any corporation included in this act to borrow money, provided that it already has the legal right so to do, the amount of such liability shall be set out in full on the books and in all reports required by law, together with assets assigned or which may have been guaranteed for a loan or sale or rediscounts. It shall not be lawful to conceal any assets, but a record shall be kept of the same.

Borrowed money to be set out in full.

Assets shall not be concealed.

Section 4. Violation of any of the provisions of this act shall be deemed a misdemeanor upon the part of any officer or employe of a corporation committing the same, who shall, upon conviction thereof, be punished by a fine not exceeding one thousand dollars, or im-

Violations.

Misdemeanor.

Penalty.

prisonment of one year, or both, at the discretion of the court.

Duty of Banking
Commissioner.

Section 5. And it shall be the duty of the Commissioner of Banking upon discovery, by report or otherwise, of said misdemeanor to institute criminal proceedings, in form and manner provided by law.

Repeal.

Section 6. All acts or parts of acts inconsistent herewith are hereby repealed.

APPROVED—The 12th day of June, A. D. 1907.

EDWIN S. STUART.

No. 332.

A SUPPLEMENT

To an act, entitled "An act to provide for the incorporation and government of street railway companies in this Commonwealth," approved the fourteenth day of May, Anno Domini one thousand eight hundred and eighty-nine; to confer upon street railway companies, incorporated under said act, its supplements and amendments, the right and power to divert its route and tracks from public highways to private property, and to return to such highways.

Street railway
companies.

Section 1. Be it enacted, &c., That any street railway company heretofore incorporated, or hereafter to be incorporated, under the act, entitled "An act to provide for the incorporation and government of street railway companies in this Commonwealth," approved the fourteenth day of May, Anno Domini one thousand eight hundred and eighty-nine, and the several supplements and amendments thereto, shall have the right and power, if it deem it necessary, in order to avoid curves, steep grades, streams, public bridges, or grade crossings over other railroads, or to better facilitate the operation of its railway, or to better secure the safety of persons and property, to acquire and occupy, according to the discretion of its directors, private property for laying down track, and to divert its route and tracks from any public highway to such private property or properties, and to return to any such highway, whenever and as often as such railway company may, for any such purpose, deem it expedient so to do: Provided, That this act shall not be construed to confer upon any such company the right of eminent domain.

Acquirement and
occupancy of
private property.

Proviso.

APPROVED—The 12th day of June, A. D. 1907.

EDWIN S. STUART.

No. 333.

AN ACT

To protect the sheriffs of the various counties,—Provided, however, that the provisions of this act shall not apply to counties having a population of less than one million,—within this Commonwealth, in the execution of writs or processes against personal property.

Section 1. Be it enacted, &c., That from and after the passage of this act, the sheriffs of the various counties within this Commonwealth, charged with the execution of any writ of execution, process, or order, whereby he is compelled to take into his possession or become liable for goods and chattels, or to maintain a lien thereon, are hereby authorized to demand of the party or person depositing said writ, process, or order the cost for maintaining a watchman, to prevent the loss, destruction, removal, or eloigning of said goods and chattels; and should the cost for maintaining a watchman not be paid, as aforesaid, the said sheriff may abandon the levy upon goods and chattels aforesaid, and make return of the writs to the court out of which same issued.

Sheriffs.

Writ of execution.

Watchman.

Section 2. That all acts or parts of acts in force at the date of the passage of this act, inconsistent with its provisions are hereby repealed: Provided, however, That the provisions of this act shall not apply to counties having a population of less than one million.

Repeal.

Proviso.

Counties having population over 1,000,000.

APPROVED—The 12th day of June, A. D. 1907.

EDWIN S. STUART.

No. 334.

AN ACT

Establishing precautionary regulations to prevent forest fires on lands in which oil-wells and gas-wells are situated, and diminish danger therefrom; making certain violations thereof misdemeanors, and prescribing punishment for the same, and in other cases affixing penalties and declaring liability for damages.

Section 1. Be it enacted, &c., That fallows, stumps, logs, brush, dry grass, fallen timber, or tree-tops shall not be burned in any forest lands of this Commonwealth, in which there are producing oil-wells or gas-wells, or rigs erected for drilling such wells, from the first day of April in each year to the twentieth day of May next ensuing, nor from the tenth day of September in each year to the tenth day of November next ensuing. Excepting during the periods aforesaid, fires may be set in such lands upon the following conditions:

Forest fires, regulations to prevent.

Lands upon which are oil- and gas-wells.

When fires may not be started.

When fires may be started.

Conditions.

First, that written permission thereto, of the fire-warden of the proper township, shall first be obtained; second, said fire-warden shall be personally present when such fire is started; third, such fire shall not be started during a strong wind, nor without sufficient help to control the same at all times; fourth, such fire shall be watched and guarded, by the person by whom it is started, until it is extinguished. No fires shall be set, or allowed to burn, in said lands, excepting upon compliance with the conditions aforesaid. Any person violating any provisions of this section shall be deemed guilty of a misdemeanor; and, upon being convicted thereof before any alderman or magistrate, shall be fined by the said alderman or magistrate,—for the first offense, in the sum not less than ten dollars or more than twenty dollars, and for the second, and every subsequent, offense, in a sum not less than twenty nor exceeding one hundred dollars, to be paid to the county wherein such offense may be committed; and if said fine or penalty and the costs of the proceedings be not paid, then said alderman or magistrate shall commit said offender to the county jail, there to remain until discharged by due course of law: Provided, That when the fine imposed exceeds the sum of twenty dollars, the party complained against may appeal from the decision of said alderman or magistrate to the court of quarter sessions, upon his entering bail, in the nature of a recognizance, in the usual manner, for his appearance at said court, where the offense shall be prosecuted in the same manner as is now directed by law in other cases of misdemeanor.

Annual clearance
of lands of in-
flammable mater-
ial.

Section 2. Any owner or lessee of any forest lands, or owner of trees growing upon said lands, or any person in charge of the premises upon which lands there are producing oil-wells or gas-wells, or rigs erected for drilling such wells, shall, at least once in each year, cause to be moved from said lands all brush, tree-tops, and branches of trees, which such owner, lessee, or other person in charge of the premises, may have cut or felled thereon, within one hundred feet, respectively, of all such wells or rigs; and shall, at least once in the year, cause to be removed from said land all grass, brush, tree tops, and branches of trees, and other inflammable material, within one hundred feet of the right of way of any railroad company operating thereon; to the end that during the spring and autumn season, as defined in the first section of this act, the said area shall be free and clear of such inflammable material. In case any person, partnership, or corporation shall neglect to perform the duty imposed by this section, the same shall be liable to a penalty of fifty dollars for failure, in any instance, to comply with the duty imposed by this section; to be paid to the county

Neglect.

Fine.

where the offense may be committed, recoverable in an action of assumpsit, in which the county wherein such violation occur shall be the plaintiff.

Section 3. Every railroad company shall, on such part of its road as passes through forest land on which there are producing oil-wells or gas-wells, or rigs erected for drilling such wells, cut and remove from its right of way through said lands, at least once a year, all grass, brush and other inflammable materials; employing, in the seasons defined in the first section of this act, sufficient trackmen to promptly put out fires on its right of way; provide locomotives thereon with steel netting or iron wire on the smokestacks, or other efficient spark-arresters, to prevent the escape of fire or sparks, and adequate devices to prevent the escape of fire from ash-pans and furnaces, and the same shall be used by every engineer and fireman on such part of its road. No railroad company, or employe thereof, shall deposit fire, coals, or ashes on its track or right of way near such lands. In case of fire on its own or neighboring lands, within one hundred feet of its tracks, the railroad company shall use all practicable means to put it out. In case of any violation of the provisions of this section, such railroad company shall be answerable to the owner or owners of any property destroyed or injured by fire in consequence of such violation; and said company shall further be liable to a penalty of one hundred dollars for such violation, to be paid to the county wherein the violation may occur, recoverable in an action of assumpsit in which the county wherein such violation occurs shall be the plaintiff.

Duties of railroad companies.

Spark-arresters.

Fires.

Violation.

Penalty.

APPROVED—The 12th day of June, A. D. 1907.

EDWIN S. STUART.

No. 335.

AN ACT

To provide for the election of three Directors of the Poor, for the county of Schuylkill, at the general election of one thousand nine hundred and eight, and every third year thereafter; and fixing the salary of the three said directors, to be paid out of the treasury of the county of Schuylkill; and providing for the continuance of the service of the directors now serving.

Section 1. Be it enacted, &c., That at the general election of one thousand nine hundred and eight, and every third year thereafter, three directors of the poor shall be elected in the county of Schuylkill; and, in the election of said directors, each qualified elector shall vote for no more than two persons, and the three

Schuylkill county.

Directors of the poor.

persons having the highest number of votes shall be elected. Any vacancy occurring in the office of director of the poor shall be filled by the court of common pleas of the county of Schuylkill, by the appointment of an elector of the said county who shall have voted for the director of the poor whose place is to be filled.

Salaries.

Section 2. That the salary of each director elected under this act shall be twelve hundred (\$1,200) dollars per annum, payable in monthly installments, together with all necessary expenses incurred in the discharge of his duties, subject to the approval of the county controller.

Section 3. The directors of the poor now serving shall act in conjunction with the three directors elected under the provisions of this act until their several terms have expired.

Repeal.

Section 4. All acts or parts of acts inconsistent herewith are hereby repealed.

APPROVED—The 12th day of June, A. D. 1907.

EDWIN S. STUART.

No. 336.

AN ACT

Making an appropriation to the trustees of the State Asylum for the Chronic Insane of Pennsylvania, at South Mountain.

Appropriation.

Section 1. Be it enacted, &c., That the sum of eighty thousand five hundred dollars, or as much thereof as may be necessary, be and the same is hereby specifically appropriated to the trustees of the State Asylum for the Chronic Insane of Pennsylvania, at South Mountain, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

Infirmery.

For the erection, completion, equipping of an infirmery, the sum of thirty thousand dollars, or as much thereof as may be necessary.

Dining-room.

For the purpose of building an additional dining-room, the second floor to be used as a day-room for women, the sum of fifty thousand dollars, or so much thereof as may be necessary.

Removal of patients.

For the removal of patients to and from the asylum, the sum of five hundred dollars, or as much thereof as may be necessary.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 337.

AN ACT

Making an appropriation to the trustees of the State Hospital for injured Persons of the Anthracite Coal Regions of Pennsylvania, at Fountain Springs, near Ashland, Schuylkill county, Pennsylvania.

Section 1. Be it enacted, &c., That the following sums of money, or so much thereof as may be necessary, be and the same are hereby specifically appropriated to the trustees of the State Hospital for Injured Persons of the Anthracite Coal Regions of Pennsylvania, at Fountain Springs, near Ashland, Schuylkill county, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For maintenance, for the year beginning June one, one thousand nine hundred and seven, seventy thousand dollars.

For maintenance, for the year beginning June one, one thousand nine hundred and eight, seventy thousand dollars.

For the erection of a Nurses' Home and furnishing same, fifteen thousand dollars.

For furniture, beds, and bedding, and repairs of old, five thousand dollars.

For new boiler, and repairs to steam, water, and gas-pipes, et cetera, five thousand dollars.

For sanitary plumbing, and repairs to dynamo, and electrical supplies, two thousand five hundred dollars.

For painting buildings, inside and out, two thousand five hundred dollars.

For additional laundry machinery, electric motors to run the same, and repairs to steam-pipes, two thousand five hundred dollars.

For acquiring title to reservoir site, enlargement of reservoir, and repairs to pipe-line, fifteen thousand dollars (\$15,000.00).

And it is further provided, That the trustees shall, after the passage of this act, and for three consecutive weeks, and yearly thereafter, for the same length of time, commencing on the first Monday of September, advertise in three newspapers of general circulation for bids to furnish all needed supplies for the year beginning January first next ensuing. Said trustees shall furnish promptly, on application, to all persons desiring to bid, an itemized list of the kind and probable amount required. The board of trustees shall, at a stated meeting, open such bids, and award the contract for supplies to the lowest responsible bidder, taking such security for the faithful performance of such contract as they may deem necessary. The said appropriation to be paid monthly, on

the warrant of the Auditor General on a settlement made by him and the State Treasurer, but no warrant shall be drawn on settlement made until the trustees of said institution shall have made, under oath, to the Auditor General, a report containing a specifically itemized statement of the cost of said improvements during the previous month, with the cash balance on hand, and the same is approved by him and the State Treasurer, nor until the Treasurer shall have sufficient money in the Treasury, not otherwise appropriated, to pay the monthly instalment due said institution. Unexpended balances of sums appropriated for specific purposes shall not be used for other purposes, whether specific or general, and shall revert to the State Treasury at the close of the two fiscal years.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 338.

AN ACT

Making an appropriation to the Pennsylvania Reform School,
at Morganza, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of two hundred and two thousand eight hundred fifty dollars, or so much thereof as may be necessary, be and the same is specifically appropriated to the Pennsylvania Reform School, for the two fiscal years commencing June first, nineteen hundred and seven, for the following specific purposes:—

For the building and repair of roads and brick pavements, four thousand dollars.

Fire escapes on main and family buildings, four thousand dollars.

New tin roof on family buildings, two thousand dollars.

For improving water dam, installing filter system, and the purchase of stone-crusher and boiler, two thousand five hundred dollars.

Painting, glazing, and repairs metal ceilings, fifteen thousand dollars.

Salaries, seventy-six thousand dollars.

Insurance, four thousand five hundred dollars.

Equipment and instruction in industrial school, ten thousand dollars.

Outside fire-hydrants and equipment, two hundred and fifty dollars.

Library books, six hundred dollars.

One family building for boys, twenty-five thousand dollars.

Family building for girls, or repair of old building, twenty thousand dollars.

Gymnasium and equipment, fifteen thousand dollars.

Bandstand at athletic track, five hundred dollars.

Steam-heating improvements, one thousand five hundred dollars.

Sanitary plumbing, seven thousand dollars.

Dynamo and engine, and extension of electric plant, fifteen thousand dollars.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 339.

AN ACT

Making an appropriation to the trustees of the State Hospital for Injured Persons of the Bituminous and Semi-Bituminous Coal Regions of Pennsylvania, located at Blossburg, Tioga county.

Section 1. Be it enacted, &c., That the following sums, or so much thereof as may be necessary, are hereby specifically appropriated to the trustees of the State Hospital for Injured Persons of the Bituminous and Semi-Bituminous Coal Regions of Pennsylvania, located at Blossburg, Tioga county, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

Appropriation.

For the purpose of the maintenance of said hospital, and the care of sick and injured persons, the sum of sixteen thousand dollars, or so much thereof as may be necessary.

For the purpose of improvements, buildings, grounds, and furnishings, the sum of five thousand dollars, or so much thereof as may be necessary.

The said appropriation to be paid on the warrant of the Auditor General, on a settlement made by him and the State Treasurer, but no warrant shall be drawn on settlement made until the trustees of said institution shall have made, under oath, to the Auditor General a report, accompanied by the vouchers, containing a specifically itemized statement of the receipts from all sources and expenses of said institution during the previous quarter, with the cash balance on hand, and the same is approved by him and the State Treasurer, nor until the Treasurer shall have sufficient money in the Treasury, not otherwise appropriated, to pay the quarterly instalments due said institution; and unexpended balances of sums appropriated for specific purposes shall not be used for other purposes, whether specific or general, and shall revert to the State Treasury at the close of the two fiscal years.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 340.

AN ACT

Making an appropriation for the current expenses of the Board of Public Charities, for the two fiscal years beginning June first, one thousand nine hundred and seven.

Appropriation.

Section 1. Be it enacted, &c., That the following sums, or so much thereof as may be necessary, be and the same are hereby specifically appropriated for defraying the expenses of the Board of Public Charities, for the two fiscal years commencing June first, one thousand nine hundred and seven, as follows:—

For the payment of the salary of the General Agent and Secretary, the sum of six thousand dollars.

For the payment of the salary of the Secretary of the Committee on Lunacy, the sum of six thousand dollars.

For the payment of the necessary clerical aid for the Board of Public Charities and the Committee on Lunacy, the sum of eighteen thousand one hundred dollars, or so much thereof as may be necessary.

For the payment of the traveling expenses of the Commissioners of the Board of Public Charities, the General Agent and Secretary thereof, the Committee on Lunacy and the Secretary thereof, the sum of fourteen thousand five hundred dollars, or so much thereof as may be necessary.

For the payment of postage, telegrams, express charges, messenger charges, rent, fuel, light, and incidental expenses of the Board of Public Charities, the Committee on Lunacy, the sum of five thousand dollars, or so much thereof as may be necessary.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 341.

AN ACT

Making an appropriation to the Western State Penitentiary.

Appropriation.

Section 1. Be it enacted, &c., That the following sums, or so much thereof as may be necessary, be and the same are hereby specifically appropriated to the Western State Penitentiary, for the several purposes hereinafter named, for the two fiscal years commencing June first, one thousand nine hundred and seven, as follows:—

For salaries of officers, the sum of one hundred and seventy thousand dollars, or so much thereof as may be necessary. (\$170,000.00.)

For extraordinary repairs, the sum of thirty-five thousand six hundred and sixteen and thirty one hundredth dollars, or so much thereof as may be necessary. (\$35,616.30.)

For insurance, the sum of six thousand dollars, or so much thereof as may be necessary.

For hospital equipment, the sum of five hundred dollars, or so much thereof as may be necessary.

For books, stationery, and postage for prisoners, the sum of twenty-one hundred dollars, or so much thereof as may be necessary.

For each discharged convict from the city of Allegheny, or whose residence is within fifty miles thereof, the sum of five dollars; and for each discharged convict whose residence is over fifty miles from the penitentiary, the sum of ten dollars.

Said appropriation to be paid in accordance with the provisions of an act of Assembly, approved March the fifteenth, one thousand eight hundred and ninety-nine, entitled "An act to regulate the manner in which appropriations to educational, penal, reformatory, charitable, benevolent, or eleemosynary institutions shall be paid."

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 342.

AN ACT

Making an appropriation to the Pennsylvania Industrial Reformatory, at Huntingdon.

Section 1. Be it enacted, &c., That the following sums, or so much thereof as may be necessary, be and the same are hereby specifically appropriated to the Pennsylvania Industrial Reformatory, at Huntingdon, for the two fiscal years commencing June first, one thousand nine hundred and seven, for the following specific purposes; namely:—

For the payment of the salaries of officers and employes, the sum of one hundred and ninety-five thousand nine hundred and forty dollars, or so much thereof as may be necessary.

For insurance on buildings, the sum of one thousand five hundred dollars, or so much thereof as may be necessary.

For library books, stationery, postage, school-books and apparatus for reformatory schools, the sum of two thousand dollars, or so much thereof as may be necessary.

Appropriation.

For lectures and special school instruction, the sum of seven hundred dollars, or so much thereof as may be necessary.

For tools, materials, and necessary supplies, for mechanical instruction and for special mechanical instruction, the sum of seven thousand dollars, or so much thereof as may be necessary.

For additional equipment for inmates' kitchen, the sum of five hundred dollars, or so much thereof as may be necessary.

For the purchase of machinery, equipment, and supplies, the sum of three thousand six hundred dollars, or so much thereof as may be necessary.

For the purchase of platform-scales, bone-mill, and silo for farm, the sum of five hundred dollars, or so much thereof as may be necessary.

For purchase of a pipe-organ, for use in chapel, the sum of one thousand five hundred dollars, or so much thereof as may be necessary. (\$1,500.00.)

For purchase of iron girders, with which to replace wooden girders on reformatory railroad bridge, the sum of four hundred and twenty-two dollars, or so much thereof as may be necessary.

For fitting up hospital building with beds and bathtub, the sum of two hundred and thirty-four dollars, or so much thereof as may be necessary.

For the purchase of one typesetting machine, for instruction of printers in printing office, the sum of three thousand dollars, or so much thereof as may be necessary.

For repainting window gratings, outside woodwork, tin roofs on buildings, and wall, the sum of eight hundred dollars, or so much thereof as may be necessary.

For each discharged or paroled inmate whose residence is within fifty miles of Huntingdon, five dollars; and for each discharged or paroled inmate whose residence is more than fifty miles from Huntingdon, the sum of ten dollars.

Total: Two hundred and seventeen thousand six hundred and ninety-six dollars.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 343.

AN ACT

Making an appropriation to the trustees of the State Hospital for Injured Persons of the Middle Coal Field.

Appropriation.

Section 1. Be it enacted, &c., That the sum of forty-five thousand five hundred dollars, or so much thereof

as may be necessary, be and the same is hereby specifically appropriated to the trustees of the State Hospital for Injured Persons of the Middle Coal Field, located at Hazleton, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance: Provided, That the superintendent shall, after the passage of this act, for two consecutive weeks, and yearly thereafter for the same length of time, commencing the second Monday in March, advertise in three newspapers of general circulation for bids to furnish all needed supplies for the ensuing year, beginning June first; said superintendent shall furnish promptly, on application, to all persons desiring to bid, an itemized list of the kind and probable amount required; and the board of trustees shall award the contract for supplies to the lowest responsible bidder, taking such security for the faithful performance of the contract as they may deem necessary.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 344.

AN ACT

Making an appropriation to the trustees of the State Cottage Hospital, at Connellsville, Fayette County.

Section 1. Be it enacted, &c., That the sum of twenty-one thousand nine hundred and fifty dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the trustees of the State College Hospital, of Connellsville, Fayette county, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes, namely,—

Appropriation.

For the purpose of maintenance, twenty thousand dollars, or so much thereof as may be necessary.

For insurance, for two years, the sum of three hundred dollars, or so much thereof as may be necessary.

For indebtedness for painting and repairs, eight hundred dollars.

For a new ambulance, eight hundred and fifty dollars.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 345.

AN ACT

Making an appropriation to the Eastern State Penitentiary, of Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the following sums, or so much thereof as may be necessary, be and the same are hereby specifically appropriated to the Eastern State Penitentiary, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the salaries of officers, the sum of one hundred and forty-four thousand four hundred and fifteen and sixty one-hundredth dollars, or so much thereof as may be necessary. (\$144,415.60.)

For finishing the sanitary plumbing system, the sum of twelve thousand dollars, or so much thereof as may be necessary.

For completing new workshop, the sum of seven thousand dollars, or so much thereof as may be necessary.

For general repairs, the sum of four thousand dollars, or so much thereof as may be necessary. (\$4,000.00.)

For refitting main office, the sum of one thousand dollars.

For each discharged convict from the city of Philadelphia, or whose residence is within fifty miles thereof, the sum of five dollars; and for each discharged convict whose residence is more than fifty miles from the city of Philadelphia, the sum of ten dollars.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 346.

AN ACT

Making an appropriation to the trustees of the State Institution for Feeble-Minded of Western Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the following sums, or so much thereof as may be necessary, be and are hereby specifically appropriated for the two fiscal years beginning June first, one thousand nine hundred and seven, to the trustees of the State Institution for Feeble-Minded of Western Pennsylvania, for the following purposes; namely,—

For the purpose of maintenance and training of twelve hundred and fifty feeble-minded children, the

sum of four hundred and fifty thousand dollars, at an annual rate of one hundred and eighty dollars per capita, or so much thereof as may be necessary, the evidence of which is to be furnished to the Auditor General.

For the erection, completion, furnishing, and equipment of a custodial building, for the care and treatment of idiotic and feeble-minded girls, afflicted with paralysis, or who are unimprovable, the building to be substantially built of fire-proof construction, stone foundation, superstructure of brick, with roof covering of slate, provided with the most approved sanitary equipment, to be void of excessive adornment and to conform to the style of architecture of the buildings of the institution already constructed, the sum of one hundred and ninety-five thousand dollars, or so much thereof as may be necessary.

For the erection, completion, and equipment of an industrial school, the sum of sixty thousand dollars, or so much thereof as may be necessary.

For the erection, completion, and equipment of a barn, the sum of fifteen thousand dollars, or so much thereof as may be necessary.

For the erection, completion, and equipment of a storage and implement house, the sum of seven thousand dollars, or so much thereof as may be necessary.

For the purchase of adjoining real estate, the sum of nine thousand six hundred dollars, or so much thereof as may be necessary.

For the purpose of fire-proofing the connecting corridors, the sum of twelve thousand dollars, or so much thereof as may be necessary.

For the purpose of replacing sixteen dilapidated wood porches with permanent structures of stone, iron, and cement, the sum of ten thousand dollars, or so much thereof as may be necessary.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 347.

AN ACT

Giving the Board of Public Charities,—in the consideration of applications for approval of plans and specifications for the erection of buildings, referred to them by law, and the consideration of applications for recommendations to the Legislature of appropriations for construction of buildings, or repairs of buildings already erected,—power and authority to employ competent person or persons to advise them of the probable cost of the proposed construction or repairs, and making an appropriation for carrying into effect the provisions of this act.

Section 1. Be it enacted, &c., That from and after the passage of this act, the Board of Public Charities

Board of Public Charities.

Approval of plans
and specifications.

of the Commonwealth of Pennsylvania,—in its consideration of applications for approval of plans and specifications for the erection of buildings, referred to them by law, and the consideration of applications for recommendations to the Legislature for appropriations for the erection of new buildings, or repairs to old buildings already erected,—shall have power, and are hereby authorized, to employ competent person or persons to advise them of the probable cost of the proposed new buildings, or repairs of buildings.

Appropriation.

Section 2. The sum of five thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of carrying into effect the provisions of this act.

Repeal.

Section 3. All acts or parts of acts inconsistent herewith be and the same are hereby repealed.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 348.

AN ACT

Making an appropriation for the Cottage State Hospital, of
Phillipsburg, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of twenty-four thousand eight hundred and twenty-five dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Cottage State Hospital, of Phillipsburg, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For maintenance, eighteen thousand dollars.

For building new isolation ward, two thousand five hundred dollars.

For building new fence around the hospital grounds, fifty dollars.

For new pantry, with cold storage in same, four hundred dollars.

For new oak floors in the three wards, five hundred dollars.

For repairs to stable, and new cow-shed, one hundred and fifty dollars.

For paint for stable, morgue, ice-house, laundry, and main hospital buildings, seven hundred dollars.

For paint for iron fence around hospital grounds, one hundred and fifty dollars.

For new operating-table, one hundred dollars.

For wheel-stretcher, fifty dollars.

For new surgical instruments for operating-rooms, one hundred and fifty dollars.

For twenty-four new beds, two hundred dollars.

For twenty new ward tables, one hundred dollars.

For twelve mattresses, seventy-five dollars.

For repairs to ice-house, seventy-five dollars.

For new fence for premises occupied by outside Superintendent, one hundred dollars.

For needed repairs to porches, hospital building, three hundred dollars.

For repairs to two old bath-rooms, four hundred and seventy-five dollars.

For one new bath-room, two hundred dollars.

For plumbing work on three bath-rooms, four hundred dollars.

And for improvements to grounds, one hundred and fifty dollars.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 349.

AN ACT

Making an appropriation to the trustees of the State Hospital of the Northern Anthracite Coal Region of Pennsylvania, at Scranton, Pennsylvania.

Section 1. Be it enacted, &c., That the sum of one hundred seventy-three thousand eight hundred seventy-eight dollars and seventy-four cents, (\$173,878.74) or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the trustees of the State Hospital of the Northern Anthracite Coal Region of Pennsylvania, for the two fiscal years beginning June first, nineteen hundred and seven, for the following purposes; namely,—

For the purchase of land in the city of Scranton upon which to erect a Nurses' Home building, and an ambulance station, the sum of twenty-four thousand dollars (\$24,000.00), or so much thereof as may be necessary.

For the erection and completion of an ambulance station, including equipment for same, the sum of seven thousand (\$7,000) dollars, or so much thereof as may be necessary.

For the completion and furnishing of a building to be used as receiving station, isolation and detention ward, the sum of nineteen thousand eight hundred

seventy-two dollars and forty cents (\$19,872.40), or so much thereof as may be necessary.

For the payment of a deficit incurred in the erection and completion of new hospital buildings, the sum of eighteen thousand six dollars and thirty-four cents (\$18,006.34), or so much thereof as may be necessary.

For wages and maintenance of said hospital, the sum of one hundred thousand dollars (\$100,000.00), or so much thereof as may be necessary.

For the payment of a deficit in the maintenance account of said hospital, at the close of the two fiscal years ending May thirty-first, one thousand nine hundred and seven, the sum of five thousand dollars (\$5,000.00), or so much thereof as may be necessary.

The said appropriation to be paid on the warrant of the Auditor General, on a settlement made by him and the State Treasurer; but no warrant shall be drawn or settlement made until the trustees or managers of said institution shall have made, under oath, to the Auditor General a report, accompanied by the vouchers, containing a specifically itemized statement of the receipts from all sources and expenses of said institution during the previous quarter, with the cash balance on hand, and the same is approved by him and the State Treasurer; nor until the Treasurer shall have sufficient money in the treasury, not otherwise appropriated, to pay the quarterly instalments due said institution; and the unexpended balances of sums appropriated for specific purposes shall not be used for other purposes, whether specified or general, and shall revert to the State Treasury at the close of the two fiscal years.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 350.

AN ACT

Making an appropriation to the Trustees of the State Hospital for Injured Persons, at Mercer, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the following sums, or so much thereof as may be necessary, be and the same are hereby specifically appropriated to the trustees of the State Hospital for Injured Persons, at Mercer, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven:—

The sum of sixteen thousand dollars (\$16,000), or

so much thereof as may be necessary, for the salaries of employes, and maintenance of said institution.

The sum of eight hundred dollars (\$800.00), or so much thereof as may be necessary, for the purpose of painting and varnishing.

The sum of five hundred dollars (\$500.00), or so much thereof as may be necessary, for the purpose of fitting up a cold-storage and storeroom.

Also the sum of eighteen hundred and thirty-five dollars (\$1,835.00), to be used for deficit now existing.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 351.

AN ACT

Making an appropriation to the Pennsylvania Soldiers' and Sailors' Home, at Erie, Pennsylvania, for the purpose of maintenance of said Home, and a further appropriation to repair the blockhouse, located on the grounds of the Pennsylvania Soldiers' and Sailors' Home, at Erie, Pennsylvania.

Section 1. Be it enacted, &c., That the sum of one hundred and twenty thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Pennsylvania Soldiers' and Sailors' Home, at Erie, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintaining said Home, at an annual rate not exceeding two hundred and twenty-five dollars per capita. Appropriation.

Section 2. That the sum of two thousand five hundred dollars, or so much thereof as may be necessary, be and is hereby appropriated for the purpose of repairing the blockhouse, located on the grounds of the Pennsylvania Soldiers' and Sailors' Home.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 352.

AN ACT

Making an appropriation to the Home for the Training in Speech of Deaf Children, before they are of School Age, at Belmont and Monument Avenues, in Philadelphia.

Section 1. Be it enacted, &c., That the following sums, or so much thereof as may be necessary, be and Appropriation.

the same are hereby specifically appropriated to the Home for the Training in Speech of Deaf Children, before they are of School Age, in Philadelphia, for the following purposes; namely,—

For the maintenance, education, and support of the sixty pupils in the Home during the entire two fiscal years (no vacations)' commencing June one, one thousand nine hundred and seven, at an annual rate of three hundred and twenty-five dollars per capita, or so much thereof as may be necessary, the sum of thirty-nine thousand dollars, or so much thereof as may be necessary.

Section 2. For four hundred and eighty feet of new fence between the grounds and the filtration-plant, painting buildings, further repairs to walls, floors, and roofs, other ordinary and extraordinary repairs and furnishings, the sum of five thousand dollars, or so much thereof as may be necessary.

Proviso.

And provided further, That no part of this appropriation shall become available until the managers of this institution shall have filed with the State Board of Charities and the Auditor General a declaration that hereafter all pupils received into the institution, under sixteen years of age, who have not been pupils of another institution of a similar character, shall be taught exclusively by the oral method, unless physically incapable of being taught by such method.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 353.

AN ACT

Making an appropriation to the Commission for the selection of a site and the erection of State Hospital, for the treatment of the insane under homeopathic management, to be called the Homeopathic State Hospital for the Insane.

Appropriation.

Section 1. Be it enacted, &c., That for the purpose of carrying out the provisions of an act, entitled "An act to provide for the selection of a site and the erection of a State Hospital, for the treatment of the insane under homeopathic management, to be called the Homeopathic State Hospital for the Insane, and making an appropriation therefor," approved the eighteenth day of July, Anno Domini one thousand nine hundred and one, the sum of four hundred and fifty thousand dollars (\$450,000.00), or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the commissioners for the se-

lection of a site and the erection of a State Hospital, for the treatment of the insane under homeopathic management, to be called the Homeopathic State Hospital for the Insane, towards the erection and completion of the buildings and appurtenances, and the purchase of additional ground, subject, however, to all the provisions of the act approved the eighteenth day of July, Anno Domini one thousand nine hundred and one, and the supplementary act approved the fifteenth day of May, Anno Domini one thousand nine hundred and three.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 354.

AN ACT

Making an appropriation to the trustees of the State Hospital for Injured Persons of the Middle Coal Field, Hazleton; to be expended in the maintenance of the addition to be built to said hospital.

Whereas, By an act of Assembly recently passed by the Senate and House of Representatives the trustees of the State Hospital of the Middle Coal Field of Pennsylvania, at Hazleton, were directed to permit the erection and equipment of a wing to said State Hospital, costing not less than sixty thousand dollars (\$60,000), to be contributed by Mrs. Eckley B. Cox, without expense to the Commonwealth; and

Preamble.

State Hospital of
the Middle Coal
Field.

Whereas, It has been estimated that it will require the sum of twenty-two thousand five hundred dollars (\$22,500) to properly maintain the said wing, or addition, from the time of completion thereof until the next session of the Legislature; now, therefore,—

Section 1. Be it enacted, &c., That the sum of twenty-two thousand five hundred dollars (\$22,500), or so much thereof as may be necessary, is hereby specifically appropriated to the trustees of the State Hospital for Injured Persons of the Middle Coal Field, Hazleton, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance of the said wing, or addition; said appropriation to be available on and after December first, one thousand nine hundred and seven, and to be paid quarterly.

Appropriation.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 355.

AN ACT

Making an appropriation to the trustees of the State Institution for Feeble-minded of Western Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That thirty thousand dollars, or so much thereof as may be necessary, be and the same are hereby appropriated to the trustees of the State institution for Feeble-minded of Western Pennsylvania, for the purpose of building an improved sewerage, drainage, and sewage disposal works. Said trustees seek this appropriation, under the condition that the Department of Health shall cause surveys, plans, and specifications to be prepared for the proposed improved sewerage, drainage, and sewage disposal works, and that so much of the thirty thousand dollars appropriation as may be necessary shall, on the requisition of the Commissioner of Health, be set aside, and be expended by said trustees for said improvement, under the direction and supervision and to the approval of the State Department of Health. Furthermore, that said Department shall have a general direction and supervision, acting through said trustees, of the operation and maintenance of the improved works after they are completed.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 356.

AN ACT

Making an appropriation to the Commission for the selection of a site and the erection of a State institution for the feeble-minded and epileptic, to be called the Eastern Pennsylvania State Institution for the Feeble-minded and Epileptic.

Eastern Pennsylv-
vania.

Appropriation.

Section 1. Be it enacted, &c., That for the purpose of carrying out the provisions of an act, entitled "An act to provide for the selection of a site and the erection of a State institution for the feeble-minded and epileptic, to be called the Eastern Pennsylvania State Institution for the Feeble-minded and Epileptic, and making an appropriation therefor," approved the fifteenth day of May, Anno Domini one thousand nine hundred and three, the sum of four hundred thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Commissioners, for the purchase of additional ground, and toward the erection, construction, and

completion of the buildings and appurtenances, specified in the plans submitted to and approved by the State Board of Public Charities, of a State Institution for the feeble-minded and epileptic, to be called the Eastern Pennsylvania State Institution for the Feeble-minded and Epileptic, subject, however, to all the provisions of the act approved the fifteenth day of May, Anno Domini one thousand nine hundred and three, and the supplementary act approved the eleventh day of May, Anno Domini one thousand nine hundred and five.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 357.

AN ACT

Making an appropriation for the expenses required by an act, entitled "An act to provide for the continuance of the education and maintenance of the destitute orphans of the deceased soldiers, sailors, and marines, and the destitute children of permanently disabled soldiers, sailors, and marines of the State," approved May twenty-fifth, one thousand eight hundred and eighty-nine; also making an appropriation to carry out the provisions of an act to provide for the education and maintenance of the children admitted to the Pennsylvania Soldiers' Orphan Industrial School and the Soldiers' Orphan Schools, approved May twenty-seventh, one thousand eight hundred and ninety-three.

Section 1. Be it enacted, &c., That the following sums, or so much thereof as may be necessary, be and the same are hereby specifically appropriated to the Commission of Soldiers' Orphan Schools, for the several objects hereinafter named, for the two fiscal years beginning June first, one thousand nine hundred and seven. Appropriation.

For the payment of the salaries of the clerks, for two years, the sum of eight thousand two hundred dollars, or so much thereof as may be necessary. Clerks.

For the payment of inspectors appointed by the Commission, for two years, the sum of six thousand six hundred dollars, or so much thereof as may be necessary. For the payment of the traveling expenses, for two years, the sum of one thousand two hundred dollars, or so much thereof as may be necessary. Inspectors.

For the payment of postage, telegrams, expressage, transferring of pupils, funeral expenses, partial relief expenses of the Commission, for two years, the sum of ten thousand dollars, or so much thereof as may be necessary. Postage, etc.

Maintenance.

For the education and maintenance, including a complete line of clothing, for the two fiscal years, of the destitute orphans of the deceased soldiers, sailors, and marines, and the destitute children of permanently disabled soldiers, sailors, and marines, of the State, admitted to the Soldiers' Orphan Schools and to the Soldiers' Orphan Industrial School, and the necessary repairs and improvements to the Soldiers' Orphan Schools and the Soldiers' Orphan Industrial School, the sum of three hundred and fifty thousand dollars, or so much thereof as may be necessary: Provided, That the per capita rate for the education, maintenance, and clothing of the children in the Soldiers' Orphan Schools shall not exceed the sum of one hundred and fifty dollars per annum, or so much thereof as may be necessary; and for those admitted to the Soldiers' Orphan Industrial School the per capita rate shall not exceed the sum of two hundred and twenty-five dollars per annum, or so much thereof as may be necessary.

Per capita.**Building and furnishing.**

For the construction of an additional building, enlargement and completion of present buildings and furnishing of the same, of the Soldiers' Orphan Industrial School, at Scotland, in accordance with the purposes of the fifth section of an act of Assembly, approved May twenty-seventh, one thousand eight hundred and ninety-three, the sum of sixty thousand dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$60,000 for the purpose of constructing an additional building, enlargement and completion of present buildings and furnishing the same. This item is approved in the sum of \$40,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 358.

AN ACT

Authorizing the refunding of purchase money and fees erroneously paid to the Commonwealth by F. M. Taylor, on warrants for twenty and fifty acres of land, respectively, in Tod township, Fulton county.

Whereas.

Whereas, The Secretary of Internal Affairs, on payment of twenty-eight dollars and sixty-seven cents into the State Treasury, for purchase money and fees, did on June first, one thousand nine hundred and four, issue to F. M. Taylor, of McConnellsburg, Fulton

county, Pennsylvania, warrants for twenty and fifty acres of land, respectively, in Tod township, Fulton county; and

Whereas, It was subsequently discovered, when survey was made by the county surveyor, and filed with the Secretary of Internal Affairs, that said tracts of land were covered by previous surveys, and that therefore the warrants issued to F. M. Taylor were, in effect, null and void; therefore,—

Section 1. Be it enacted, &c., That the Auditor General be authorized to draw his warrant on the State Treasurer, in favor of the said F. M. Taylor, for so much of the money paid on the above tracts as was received by the Commonwealth.

Auditor General.
Refunding of
purchase money
to F. M. Taylor.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 359.

AN ACT

Making an appropriation for transportation to Fredericksburg, Virginia, for the dedication of a monument being erected there by the Fredericksburg Battlefield Memorial Commission, and for the expenses of the Commission, incident thereto.

Whereas, Pursuant to the provisions of an act, entitled "An act providing for the erection of a monument and memorial tablets on the Fredericksburg battlefield, for certain Pennsylvania Regiments that participated in the charge on Maryes' Heights, December thirteenth, one thousand eight hundred and sixty-two, and making an appropriation therefor," approved the eleventh day of May, Anno Domini one thousand nine hundred and five, the Commission thereunder constituted, known as the Fredericksburg Battlefield Memorial Commission, is having the monument, therein provided for, erected, the same being under specific contract to be completed and ready for dedication by October first, one thousand nine hundred and eight;

Preamble.

And Whereas, It is the urgent desire of the Commission to have said memorial dedicated at the earliest day practicable after its completion;

And Whereas, Pennsylvania by a time-honored custom has remembered by a proud distinction her heroic soldiery; therefore,—

Dedication of
Fredericksburg
Battlefield Monu-
ment.

Section 1. Be it enacted, &c., That the sum of ten thousand dollars (\$10,000), or so much thereof as may be necessary, be and the same is hereby specifically appropriated, out of any moneys in the treasury not otherwise appropriated, to be used by the Fredericks-

Appropriation.

burg Battlefield Memorial Commission in providing and furnishing to such State officials and guests as the Governor may designate, and to all surviving honorably discharged Pennsylvania soldiers, who were members of the One Hundred and Twenty-third, One Hundred and Twenty-sixth, One Hundred and Twenty-ninth, One Hundred and Thirty-first, One Hundred and Thirty-third, One Hundred and Thirty-fourth, and the Ninety-first and One Hundred and Fifty-fifth Regiments of Pennsylvania Volunteer Infantry, transportation from the railway stations in Pennsylvania nearest to the place of residence of such State officials or guests, or such Pennsylvania soldiers, to Fredericksburg, Virginia, and return, to enable them to be present at the dedication of said monument, and for the payment of the dedicatory expenses of the Commission.

Transportation.

Section 2. That the Fredericksburg Battlefield Memorial Commission is hereby authorized to provide and furnish transportation for such State officials and guests as the Governor may designate, and for said surviving honorably discharged soldiers, by railway as aforesaid, to Fredericksburg, Virginia, and return; and for such transportation the Commission is authorized to pay such sums of money as shall be agreed upon, not exceeding one and one-half cents per mile, by the shortest available route, and shall employ all necessary and practicable methods to give publicity to this act. And shall provide all necessary blank forms, and establish such rules for the issuance and reception of applications, and issuance of transportation to persons legally entitled thereto, under the provisions and import of this act, as shall in the judgment of the Commission be deemed necessary.

Section 3. That any person who shall personate or attempt to personate any soldier, or secure or attempt to secure, by such impersonation, transportation to which he is not legally entitled under the provisions of this act, shall be deemed guilty of a misdemeanor, and, upon conviction, shall be sentenced to pay a fine not exceeding one hundred dollars, or imprisonment not exceeding sixty days, or both, at the discretion of the court.

Warrants.

Section 4. That the money by this act appropriated shall be available after the Governor shall have given his official approval to the day set for the dedication, and due publicity thereof given, and be paid on the warrant of the Auditor General on the State Treasurer, in favor of and upon the requisition of the said Fredericksburg Battlefield Memorial Commission. The same to be accounted for by the said Commission to the Auditor General, within ninety days after the dedication of the said monument, by properly itemized

vouchers showing the disbursements, when any unexpended balance shall be returned to the State Treasury.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 360.

AN ACT

Providing for the erection of a monument for the grave of Brigadier General Theodore J. Wint, in the National Cemetery at Arlington, Virginia.

Section 1. Be it enacted, &c., That the sum of five thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated for the purpose of erecting a monument for the grave of Brigadier General Theodore J. Wint, in the National Cemetery at Arlington, Virginia.

Appropriation.

Monument.

Section 2. That the Governor, the president judge of the forty-fifth judicial district, the senator from the twenty-second senatorial district, the commander of Ezra Griffin Post, number one hundred thirty-nine, Grand Army of the Republic, Scranton, and the commander of the Medal of Honor Legion of the United States (Honorable P. DeLacey, Scranton, Pennsylvania), be and the same are hereby constituted a commission to procure said monument and cause the same to be erected.

Section 3. The money appropriated under this act shall be drawn on the warrant of the Auditor General, upon requisition of the commission herein provided, and such money shall be used for the payment of the monument and the necessary expense of its erection, and for no other purpose whatever. All expenses herein provided for shall be accounted by certified vouchers, under the hands of the Commission, and filed with the Auditor General, and any balance remaining unexpended shall be turned into the State Treasury.

Commission.

Section 4. Upon the approval of this bill, the Governor shall call a meeting of the Commission, and they shall at once proceed to the discharge of the duties imposed by this act.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 361.

AN ACT

Supplementary to an act, entitled "An act for the compilation and publication of the laws of the Province and Commonwealth of Pennsylvania prior to the year one thousand eight hundred," approved the nineteenth day of May, one thousand eight hundred and eighty-seven, continuing the commissioners appointed in accordance with the provisions of said act for the further period of two years, and making an appropriation for the expenses therein referred to.

Laws prior to
1900.

Commission con-
tinued.

Appropriation.

Section 1. Be it enacted, &c., That the Commissioners appointed pursuant to the provisions of an act, entitled "An act for the compilation and publication of the laws of the Province and Commonwealth of Pennsylvania prior to the year one thousand eight hundred," approved the nineteenth day of May, one thousand eight hundred and eighty-seven, be continued for a further period of two years. The said Commissioners shall receive no compensation for their own services, but are authorized to employ such clerical aid as may be necessary; and the sum of eight thousand dollars be and is hereby appropriated for clerk hire and traveling expenses of the Commission, for the two years beginning the first day of June, one thousand nine hundred and seven.

Said sums to be paid by the State Treasurer, from time to time, upon warrants drawn by the Auditor General upon certificates of the Commissioners of the services performed, approved by the Secretary of the Commonwealth and filed in the office of the Auditor General.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 362.

AN ACT

Making an appropriation to the Institute for Colored Youth, at Cheyney, Delaware County, Pennsylvania.

Appropriation.

Maintenance.

Section 1. Be it enacted, &c., That the sum of six thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Institute for Colored Youth, at Cheyney, Delaware County, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance and education of colored youth of either sex, residents of this Commonwealth, at an annual rate not exceeding two hundred dollars per capita, for each year.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 363.

AN ACT

Making an appropriation for the purpose of erecting a protection wall, and filling the washout caused by floods of the Ohio river, and the erection of dam number one and abutment thereto, of the Beaver division of the Pennsylvania canal, at Bridgewater, Pennsylvania.

Section 1. Be it enacted, &c., That the sum of twenty-five thousand dollars (\$25,000), or so much thereof as may be necessary, be and the same is hereby appropriated for the purpose of erecting a protection wall, and filling the washout caused by floods of the Ohio river, and the erection of dam number one and abutment thereto, of the Beaver division of the Pennsylvania canal, at Bridgewater, Pennsylvania.

Appropriation.

Pennsylvania canal at Bridgewater.

Section 2. The Water Supply Commission of Pennsylvania be and it is hereby directed to make necessary surveys, prepare plans and specifications, let contracts, and supervise the work provided for in section one of this act.

Water Supply Commission.

Section 3. The said appropriation shall be paid on the warrant of the Auditor General, on a settlement made by him and the State Treasurer; but no warrant shall be drawn on settlement made until the Chairman of the Water Supply Commission shall have made, under oath, to the Auditor General, a report and estimate of the work done during the previous month.

Report.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 364.

AN ACT

Authorizing the State Treasurer to refund to Nathaniel F. Hurst the amount paid by him for his commission as notary public.

Section 1. Be it enacted, &c., That the State Treasurer be authorized to refund to Nathaniel F. Hurst, of Rochester, Beaver county, or his legal representative, the sum of twenty-five dollars, paid by him to the State Treasurer, on March fourteenth, one thousand nine hundred and seven, for commission as notary public, which commission became void. The said Nathaniel F. Hurst having become incapacitated by physical and mental disability from filing his bond, with the recorder of deeds of said county, within thirty days, as directed by the act of April fourteenth, one thousand eight hundred and forty.

Appropriation.

Nathaniel F. Hurst.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 365.

AN ACT

Making an appropriation to pay the expenses of the Pennsylvania Commissioners for Promoting Uniformity of Legislation in the United States, and to contribute to the payment of the expenses of the National Conference of Commissioners on Uniform State Laws for the promotion of Uniformity of Legislation in the United States.

Appropriation.

Section 1. Be it enacted, &c., That the sum of two thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Commissioners representing Pennsylvania on the Commission for the Promotion of Uniformity of Legislation in the United States, for the two fiscal years beginning June first, one thousand nine hundred and seven.

And the said Commissioners are authorized to pay out of this appropriation, as part of their expenses, any sum that may be necessary in their judgment to meet a proportion of the expenses incurred by the National Conference of Commissioners on Uniform State Laws for the promotion of Uniformity of Legislation in the United States, of which they are members, in connection with any meeting at which they or any of them are in attendance.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 366.

AN ACT

To commemorate the heroism, sacrifices, and patriotism of the Pennsylvania soldiers in the Union armies of the late Rebellion, who died in Salisbury Prison, North Carolina, while confined there as prisoners of war, by the erection of a suitable monument in the National Cemetery at that place; creating a Commission for such purpose, and appropriating the necessary money therefor.

Monument at
Salisbury, N. C.

Section 1. Be it enacted, &c., That a suitable monument or memorial be forthwith erected in the National Cemetery at Salisbury, in the State of North Carolina, to fittingly commemorate the patriotic devotion, heroism, and self-sacrifices of the Pennsylvania soldiers in the armies of the United States, during the late Rebellion, who died while confined as prisoners of war in the Salisbury Military Prison, State of North Carolina, during the late Rebellion, and lie buried in the National Cemetery at that place.

Section 2. Said monument or memorial shall be erected under the direct supervision and control, as

to location in National Cemetery aforesaid, design, inscription, and execution, of a Commission for that purpose, to be appointed by the Governor, consisting of five persons, at least three of whom shall be members of the ex-Prisoners of War Association, and all citizens of the State of Pennsylvania, who are hereby empowered and authorized to proceed on the ground and, by themselves or such assistance as they may deem necessary to employ, to locate the site, to procure plans, design and specifications for such monument or memorial, and secure the execution thereof, and to do all necessary things for the appropriate and speedy completion of said monument or memorial herein authorized, and for carrying this act into full effect.

Commission.

Section 3. In order to defray the necessary expenses of the design, execution, inscription, and actual expenses of said Commission incident to the same, the sum of twenty thousand dollars (\$20,000), or such portion thereof as may reasonably be necessary therefor, is hereby appropriated, and set aside out of any moneys in the treasury not otherwise appropriated; such necessary expenditures to be made only by, or under the direct orders and supervision of, said Commission, and to be paid by the State Treasurer on warrants to be drawn on him by the chairman or president thereof, duly attested by its secretary, to be accompanied in each case by an itemized bill for the amount of such warrants, and be subject to the approval of the Auditor General of the Commonwealth.

Appropriation.

Section 4. On the completion of said monument or memorial, said Commission shall make full report thereof to the Governor, setting forth the facts in connection therewith, and embodying therein a full and itemized account of all expenditures and outlays incurred and made in the execution of the work; and any portion of the sum appropriated for the purpose in the last preceding section of this act, remaining unexpended, shall be covered into and be part of a general fund in the State Treasury.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 367.

AN ACT

Making an appropriation for the payment of the transportation of the survivors of the Forty-fifth, Forty-eighth, Fiftieth, Fifty-first, One Hundredth, and One Hundred Twenty-fourth, One Hundred and Twenty-fifth, One hundred and Twenty-eighth, One Hundred and Thirtieth, One Hundred and Thirty-second, One Hundred and Thirty-seventh Regiments, Twelfth Cavalry, and Durell's Battery, upon the dedication of the monuments erected on the battlefield of Antietam by the Commonwealth of Pennsylvania, for whose transportation no provision was made by the act of Assembly authorizing the erection and dedication of said monuments.

Preamble.

Whereas, A number of the survivors of the following regiments; to wit, the Forty-fifth, Forty-eighth, Fiftieth, Fifty-first, One Hundredth, One Hundred and Twenty-fourth, One Hundred and Twenty-fifth, One Hundred and Twenty-eighth, One Hundred and Thirtieth, One Hundred and Thirty-second, One Hundred and Thirty-seventh, Twelfth Cavalry, and Durell's Battery, attended, on the eighteenth of September, nineteen hundred and four, the dedication of the monuments erected on the battlefield of Antietam by the Commonwealth of Pennsylvania, for whose transportation no provision was made by the act of Assembly authorizing the erection and dedication of said monuments; therefore,—

Appropriation.

Transportation of
veterans to
Antietam Battle-
field.

Section 1. Be it enacted, &c., That the sum of two thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated, out of any moneys in the State Treasury not otherwise appropriated, for the payment of the transportation of the survivors of said regiments, on the occasion of the dedication of the said monuments on the battlefield of Antietam.

Commission.

Section 2. The Auditor General shall, upon satisfactory vouchers or statements presented to him by the secretary of the Antietam Battlefield Commission, composed of Joseph W. Hawley, William J. Bolton, and Oliver C. Bosbyshell, draw his warrant upon the State Treasurer for amounts, not exceeding in the aggregate two thousand dollars, for the expenses of the transportation of the survivors of the said regiments upon the occasion of the said dedication.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 368.

AN ACT

Making an appropriation to pay the expenses of the Senatorial Committee, appointed March fifth, one thousand nine hundred and seven, for the purpose of making an investigation of the school system of the first school district of Pennsylvania, upon complaints of citizens thereof.

Section 1. Be it enacted, &c., That the sum of seven- Appropriation.
teen hundred and fifty dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated out of moneys in the State Treasury, not otherwise appropriated, for expenses in the investigation of the school systems of the first school district of the State, upon complaints of citizens thereof, by Senatorial Committee appointed March fifth, one thousand nine hundred and seven. The said appropriation to be paid on warrant of the Auditor General, on settlements made by him and the State Treasurer, upon specified itemized vouchers certified to by the chairman of said Committee, and approved by the Auditor General and the State Treasurer.

Any unexpended balances of the sum hereby appropriated shall revert to the Treasury.

APPROVED--The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 369.

AN ACT

Making an appropriation to the Home of Widows and Single Women, of Lebanon.

Section 1. Be it enacted, &c., That the sum of three Appropriation.
thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Home for Widows and Single Women, of Lebanon, for the two fiscal years commencing June first, one thousand nine hundred and five, for the purpose of maintenance.

APPROVED--The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 370.

AN ACT

Making an appropriation to the Home for the Friendless, of the city of Scranton.

Sectino 1. Be it enacted, &c., That the sum of eight- Appropriation.
een thousand dollars, or so much thereof as may be

necessary, be and the same is hereby specifically appropriated to the Home for the Friendless, of the city of Scranton, for the two fiscal years beginning June first, one thousand nine hundred and seven, as follows:—

To complete the payments upon the addition to the building, the sum of ten thousand dollars, or so much thereof as may be necessary.

For maintenance, for the period of two years, the sum of eight thousand dollars, or so much thereof as may be necessary.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 371.

AN ACT

To authorize the purchase of historical works relative to the services of Pennsylvania Volunteers during the late Civil War.

Histories of organizations of Pennsylvania Volunteers.

Roster.

Secretary of the Commonwealth shall purchase.

Cost per copy.

Expenditure not to exceed \$8,000.

Distribution.

Section 1. Be it enacted, &c., That whenever, after the passage of this act, any regiment or battery or other unit of military organization of Pennsylvania Volunteers shall publish, or shall have prepared for publication, a history of such organization, under the sanction and authority of its proper veteran organization, which history shall be shown, to the satisfaction of the Governor, Auditor General, and Adjutant General, so far as it is practicable in such works, faithfully and accurately prepared and historically correct to be of sufficient reliability and importance to justify the purchase of copies as herein provided for, and to contain a complete roster of the organization, corrected to the date of publication, the Secretary of the Commonwealth, with the approval of the Governor, Auditor General, and Adjutant General, and at a price fixed by them, shall purchase four hundred copies of such history, the price not to exceed two dollars per copy: Provided, That the total amount expended during the two fiscal years beginning June first, one thousand nine hundred and seven, shall not exceed the sum of eight thousand dollars. The said appropriation to be paid upon warrants drawn by the Secretary of the Commonwealth, countersigned by the Auditor General, and that the State Treasurer of this Commonwealth be and is authorized to make all payments out of such moneys in the Treasury as is not otherwise appropriated.

Section 2. The volumes purchased, as aforesaid, shall be distributed as follows: One copy to the office of the Secretary of the Commonwealth, one to the

office of the Adjutant General, one to the library of each college in the State, one to each historical society in the State, one to each public library in the State that has a free distribution of its books, one to the Library of Congress, and one to the library of each State and Territory of the Union; the balance to be placed in the State Library of Pennsylvania, for the purpose of exchange.

Section 3. That the State Treasurer of this Commonwealth be and is authorized to make all payments out of such money in the Treasury as is not otherwise appropriated.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 372.

A JOINT RESOLUTION

To provide for the advancement of historical research relating to the Commonwealth of Pennsylvania, by aiding and assisting the Pennsylvania Federation of Historical Societies in the collection of material for a complete bibliography of the Commonwealth, local and general, and in the annual publication of lists thereof, together with lists of historical papers relating to the Commonwealth, and of the historical productions of Pennsylvanians, and in the preservation of manuscript records of the Commonwealth and the publication of such records when possible.

Whereas, The Pennsylvania Federation of Historical Societies has been duly created a corporation under the laws of Pennsylvania, and formed for the advancement of historical research relating to the Commonwealth of Pennsylvania—

a. By the preparation of check-lists of publications, and the collection of material for a complete bibliography of the Commonwealth;

b. By the encouragement of historical activity in each county of the Commonwealth, and the formation of local historical societies;

c. By the establishment of a central agency for the exchange of duplicate historical material;

d. By the annual publication of a list of historical papers relating to the Commonwealth, and of the historical productions of Pennsylvanians;

e. By the encouragement of the preservation of the manuscript records of the Commonwealth, and each subdivision thereof, and of the publication of such records when possible;

And whereas, Said corporation has been formed, not for profit, and has no means of support or revenue except the nominal annual dues paid by the local historical societies constituting its membership, which

are of a limited number, and all services performed by its members in the collection and preservation of historical records and data are performed gratuitously;

And whereas, The proper preservation and advancement of her history is of the first importance to the State; therefore,—

Pennsylvania
Federation of
Historical Soci-
ties.

Section 1. Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania, in General Assembly met, That the State Librarian is hereby authorized and empowered to aid and assist the said Pennsylvania Federation of Historical Societies in the prosecution of its work in general, and particularly in the collection of material for a complete bibliography of the Commonwealth, local and general, and in the annual publication of lists thereof, together with lists of historical papers relating to the Commonwealth, and of the historical productions of Pennsylvanians, and the preservation of manuscript records of the Commonwealth and the publication of such records when possible.

Appropriation.

State Librarian.

Section 2. That the sum of two thousand dollars (\$2,000) be and the same is hereby specifically appropriated out of the Treasury of the Commonwealth, to be paid on requisition of the State Librarian, and to be expended under his direction and authority in carrying out the work of the said Federation, as set forth in section one of this joint resolution.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 373.

AN ACT

Designating the official flag of the Commonwealth of Pennsylvania, and describing the same; providing for the carrying of such flag by the regiments of the National Guard of Pennsylvania; authorizing the Secretary of the Commonwealth to provide, and have deposited in the office of Secretary of the Commonwealth, a model of said flag, and making an appropriation therefor.

Flag of the
Commonwealth of
Pennsylvania.

Dimensions and
design.

Section 1. Be it enacted, &c., That the flag to be known as the official flag of the Commonwealth of Pennsylvania shall be of blue, same color as the blue field in the flag of the United States, and of the following dimensions and design; to wit, The length, or height, of the staff to be nine feet, including brass spear-head and ferrule; the fly of the said flag to be six feet two inches, and to be four feet six inches on the staff; in the center of the flag there shall be embroidered in silk the same on both sides of the flag the coat of arms of the Commonwealth of Pennsylvania,

in proportionate size; the edges to be trimmed with knotted fringe of yellow silk, two and one-half inches wide; a cord, with tassels, to be attached to the staff at the spear-head, to be eight feet six inches long, and composed of white and blue silk strands.

Section 2. The flag of the Commonwealth of Pennsylvania to be carried by regiments of the National Guard of Pennsylvania shall be the same as the flag described in the first section of this act, with the addition of two scrolls, in red, one above and one below the coat of arms of the Commonwealth; in the upper scroll the inscription "_____ Regiment Infantry", and in the lower scroll the inscription "National Guard of Pennsylvania."

Regimental flag.

Scrolls.

Inscriptions.

Section 3. The Secretary of the Commonwealth is hereby directed to provide a flag, in accordance with the description given in the first section of this act, and keep the same deposited in the office of the Secretary of the Commonwealth, as a model; the cost of said flag to be paid by warrant of the Auditor General upon the State Treasurer; and for this purpose the sum of one hundred and fifty dollars, or so much thereof as may be necessary, is hereby specifically appropriated, out of any moneys in the State Treasury not otherwise appropriated.

Secretary of the Commonwealth to provide model flag.

Appropriation.

Section 4. All acts or parts of acts inconsistent with the provisions of this act be and the same are hereby repealed.

Repeal.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 374.

AN ACT

Making an appropriation to pay for the collection, revising, indexing, and proof-reading of the material contained in the pamphlet known as the Game, Fish, and Forestry Laws of this Commonwealth.

Section 1. Be it enacted, &c., That the sum of three hundred dollars be and the same is hereby specifically appropriated to the use of the Secretary of the Board of Game Commissioners, in payment for services rendered in collecting, revising, indexing, and proof-reading of the material published in the pamphlet known as the Game, Fish, and Forestry Laws of this Commonwealth, the publication of which is directed by joint resolution of the Senate and House of Representatives, and signed by the Governor on the fourteenth day of March, one thousand nine hundred and seven. This amount to be paid upon warrant of the

Game, fish and forestry laws.

Appropriation.

Revision of pamphlets.

Auditor General, upon proof made to him that the material for said pamphlet has been prepared and placed in the hands of the State Printer.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 375.

AN ACT

Making an appropriation to the Pennsylvania Seaman's Friend Society, located in the city of Philadelphia.

Appropriation.

Section 1. Be it enacted, &c., That the sum of four thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Pennsylvania Seaman's Friend Society, located in the city of Philadelphia, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance and improvements.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 376.

AN ACT

Making an appropriation to the Home for Aged Veteran and Wife, located at Sixty-fifth and Vine streets, in the city of Philadelphia.

Appropriation.

Section 1. Be it enacted, &c., That the sum of twenty-three thousand dollars (\$23,000), or so much thereof as may be necessary, be and the same is hereby specifically appropriated for the Home of Aged Veteran and Wife, located in the city of Philadelphia, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, twenty thousand dollars (\$20,000), or so much thereof as may be necessary.

For the purpose of repairs, extensions, and improvements to the building, the sum of three thousand dollars (\$3,000), or so much thereof as may be necessary.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 377.

AN ACT

To make an appropriation for the painting and repairing of the Cornplanter Indian School, and keeping the building and grounds in order, and purchasing supplies.

Section 1. Be it enacted, &c., That the sum of five hundred dollars be and is hereby appropriated to the Cornplanter Indian School, in Warren county, for the two school years beginning on the first Monday of June, one thousand nine hundred and seven, and one thousand nine hundred and eight, for the purpose of painting and repairing the building, for keeping the building and grounds in order, and purchasing supplies. Appropriation.

Section 2. The work shall be done under the supervision of the county superintendent of schools of Warren county, who shall file with the Superintendent of Public Instruction itemized bills of expenses, and, upon the approval of said bills, the Superintendent of Public Instruction shall draw a warrant on the State Treasurer for the amount expended.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 378.

AN ACT

Making an appropriation to the Children's Home of South Bethlehem, Pennsylvania.

Section 1. Be it enacted, &c., That the sum of eighteen hundred dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Children's Home, of South Bethlehem, Pennsylvania, for the two fiscal years beginning June one, one thousand nine hundred and seven, for the purpose of maintenance. Appropriation.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 379.

AN ACT

Making an appropriation to the Pennsylvania Working Home for Blind Men, for maintenance and instruction in handicraft employment.

Section 1. Be it enacted, &c., That the sum of thirty-five thousand dollars, for the two fiscal years begin- Appropriation.

ning June first, one thousand nine hundred and seven, is hereby specifically appropriated to the Pennsylvania Working Home for Blind Men, inhabitants of the State of Pennsylvania, for the instruction, maintenance, and employment in handicraft, and to aid in the necessary expenses of the same (\$35,000.00).

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 380.

AN ACT

Making an appropriation to the Pennsylvania Epileptic Hospital and Colony Farm.

Appropriation.

Section 1. Be it enacted, &c., That the sum of nine thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Pennsylvania Epileptic Hospital and Colony Farm, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, training and treatment of epileptic patients, residents of the State, to be paid in proportion to the number of indigent epileptic received from the various counties of the Commonwealth, at an annual rate not exceeding two hundred dollars per capita, or so much thereof as may be necessary:—

Four thousand five hundred dollars for the year ending June first, one thousand nine hundred and eight.

Four thousand five hundred dollars, for the year ending June first, one thousand nine hundred and nine.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 381.

AN ACT

Making appropriation to the Western Pennsylvania Institution for the Instruction of the Deaf and Dumb.

Appropriation.

Section 1. Be it enacted, &c., That the sum of one hundred nineteen thousand and six hundred (\$119,600.00) dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropri-

ated to the Western Pennsylvania Institution for the Instruction of the Deaf and Dumb, for the two fiscal years beginning June the first, one thousand nine hundred and seven, for the education and maintenance of two hundred and thirty (230) State pupils, at an annual rate not exceeding the sum of two hundred and sixty (\$260) dollars per pupil, or so much thereof as may be necessary.

Provided, That if any money appropriated for the education and maintenance of State pupils shall remain in the Treasury, on account of a decrease in the cost per capita, through good management, the same may be drawn for maintaining an extra number of pupils, whose maintenance would amount to the sum of said balance, not exceeding the per capita rate allowed by this act.

Provided, That no part of this appropriation shall become available until the management of this institution shall have filed with the State Board of Public Charities and the Auditor General a declaration that hereafter all pupils received in this institution, under sixteen years of age, who have not been pupils in another institution of similar character, shall be taught by the oral method, unless physically or mentally incapable of being taught by such method.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 382.

AN ACT

Making an appropriation to the Avery College Trade School, of Allegheny City, an eleemosynary institution for the industrial and domestic training and education of colored youths.

Section 1. Be it enacted, &c., That the sum of seven thousand five hundred (\$7,500.00) dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Avery College Trade School, of Allegheny City, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance. Appropriation.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 383.

AN ACT

Making an appropriation to Spencer Hospital.

Appropriation.

Section 1. Be it enacted, &c., That the sum of fifteen thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Spencer Hospital, in the city of Meadville, county of Crawford, for the two fiscal years beginning on the first day of June, Anno Domini nineteen hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of ten thousand dollars, or so much thereof as may be necessary. (\$10,000.00.)

For the purpose of assisting in the completion of the addition to the hospital building lately erected and the completion of the equipping thereof and for the purpose of erecting and equipping a laundry, the sum of five thousand dollars. (\$5,000.00).

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 384.

AN ACT

To provide for publishing the Report of the Pennsylvania Shiloh Battlefield Commission, of the proceedings in the erection and dedication of a Pennsylvania monument to the Seventy-seventh Infantry, on Shiloh Battlefield; the distribution thereof, and making appropriation therefor.

Revised report of
Pennsylvania
Shiloh Battlefield
Commission.

Section 1. Be it enacted, &c., That there shall be published by the State Printer, under the direction of the officers of the Pennsylvania Shiloh Battlefield Commission, heretofore appointed, four thousand copies of the revised report of the aforesaid Commission, of the proceedings in the erection and dedication of a Pennsylvania monument on Shiloh battlefield, to her Seventy-seventh Infantry, the only Pennsylvania regiment that participated in the battle of Shiloh.

To be published in one well-bound volume, not to exceed three hundred fifty pages, and to contain a report of the Commission, a description of the Battle of Shiloh, Regimental history, and such illustrations—same as in first edition—of the monument, portions of the field, portraits of commanders, and maps of battlefields, as will properly set forth the subject-matter of the book.

Section 2. The distribution of the aforesaid edition shall be as follows; namely,—one hundred copies to

the Governor; twenty-five copies each to the Lieutenant Governor, Secretary of the Commonwealth, Auditor General, State Treasurer, Attorney General, Secretary of Internal Affairs, Secretary of Agriculture, Superintendent of Public Printing and Binding, Superintendent of Public Instruction, Commissioner of Banking, Commissioner of Insurance, Adjutant General, and the State Librarian; five hundred and seventy-five copies to the Shiloh Battlefield Commission; five hundred copies to the State Senate, and two thousand five hundred copies to the House of Representatives, to be delivered to the members of the present Legislature.

Section 3. For revising, editing, proof-reading, and all other expenses incident to the preparation of the aforesaid book, the sum of three hundred dollars and three thousand five hundred dollars, or as much thereof as may be necessary to carry the provisions of this act into effect, is hereby appropriated, out of any money in the State Treasury not otherwise appropriated. Appropriation.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 385.

AN ACT

Making an appropriation to the Easton Hospital, at Easton, Pennsylvania.

Section 1. Be it enacted, &c., That the sum of thirty thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Easton Hospital, at Easton, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance. Appropriation.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 386.

AN ACT

Making an appropriation to the Home for Aged and Infirm Women, at Easton, Pennsylvania.

Section 1. Be it enacted, &c., That the sum of four thousand dollars, or so much thereof as may be neces- Appropriation.

sary, be and the same is hereby specifically appropriated to the Home for Aged and Infirm Women, at Easton, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 387.

AN ACT

Making an appropriation to the German Protestant Home for the Aged, at Fair Oaks, Allegheny county, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the following sums, or so much thereof as may be necessary, be and the same are hereby specifically appropriated to the German Protestant Home for the Aged, at Fair Oaks, Allegheny county, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of four thousand (\$4,000.00) dollars, or so much thereof as may be necessary.

Said appropriation to be paid in accordance with the provisions of an act of Assembly, approved March fifteenth, one thousand eight hundred and ninety-nine.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 388.

AN ACT

Making an appropriation to the Friends' Home for Children, of Philadelphia.

Appropriation.

Section 1. Be it enacted, &c., That the sum of four thousand dollars be and the same is hereby specifically appropriated to the Friends' Home for Children, of Philadelphia, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance. (\$4,000.00.)

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 389.

AN ACT

Making an appropriation to the Old Ladies Home, of Wissinoming, Philadelphia.

Section 1. Be it enacted, &c., That the sum of twelve thousand dollars be and the same is hereby specifically appropriated to the Old Ladies Home, of Wissinoming, Philadelphia, for the two fiscal years beginning June first, nineteen hundred and seven, and nineteen hundred and eight. The said sum to be applied for the maintenance and general expenses of the Home, and such part as may be necessary for the installation of a laundry-plant, not to exceed twenty-five hundred dollars. Appropriation.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 390.

AN ACT

Making an appropriation to the Western Pennsylvania Institution for the Blind, at Pittsburg.

Section 1. Be it enacted, &c., That the sum of ninety-three thousand two hundred and eight dollars (\$93,208), or so much thereof as may be necessary, be and the same are hereby specifically appropriated to the Western Pennsylvania Institution for the Blind, at Pittsburg, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,— Appropriation.

For the education and maintenance of one hundred and twenty State pupils, residents of the State, for the fiscal year beginning June first, one thousand nine hundred and seven, the sum of thirty-six thousand dollars, or so much thereof as may be necessary, at an annual rate not exceeding the sum of three hundred dollars per pupil.

And for school apparatus, books, furniture, and necessary fixtures, the sum of two thousand dollars, or so much thereof as may be necessary.

For repaying money borrowed for partial completion of new Industrial and Hospital Building, the sum of eleven thousand eight hundred and sixty-nine dollars and fifty cents.

For completing Industrial and Hospital Building, the sum of one thousand and five hundred dollars.

For installation of a Frick program clock, an elec-

tric watchman's clock, and an intercommunicating system of telephones, the sum of six hundred and three dollars and fifty cents.

For repairing roofs and gutters, the sum of four hundred and fifty-five dollars.

For changes in electric-light wiring, to conform with requirements of the Board of Underwriters, the sum of six hundred and fifty dollars.

For necessary changes in plumbing, the sum of four hundred and thirty dollars.

For repairing and extending heating and ventilating systems, the sum of one thousand and two hundred dollars, or so much thereof as may be necessary.

For the education and maintenance of one hundred and twenty State pupils, residents of the State, for the fiscal year beginning June first, one thousand nine hundred and eight, the sum of thirty-six thousand dollars, or so much thereof as may be necessary, at an annual rate not exceeding three hundred and fifty dollars per pupil.

And for changing open court into gymnasium, the sum of two thousand five hundred dollars, or so much thereof as may be necessary.

Provided, That if any money appropriated for the education and maintenance of pupils shall remain in the treasury at the close of either fiscal year, on account of the decrease in the cost per capita, through good management, the same may be drawn for maintaining an extra number of pupils whose cost for maintenance shall not exceed the amount of said balance, and not to exceed the per capita rate allowed in this act.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 391.

AN ACT

Making an appropriation to the Ladies of the Grand Army of the Republic Home, Department of Pennsylvania, at Hawkins Station, Allegheny county, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of eighteen thousand (\$18,000) dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Ladies of the Grand Army of the Republic Home, Department of Pennsylvania, at Hawkins Station, Allegheny county, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of ten thousand (\$10,000) dollars, or so much thereof as may be necessary.

For the purpose of building an addition to the Home, the sum of eight thousand (\$8,000) dollars, or so much thereof as may be necessary.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 392.

AN ACT

Making an appropriation to the Maternity Hospital, in the city of Philadelphia.

Section 1. Be it enacted, &c., That the sum of six thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Maternity Hospital, in the city of Philadelphia, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

Appropriation.

For the purpose of maintenance, the sum of five thousand dollars, or so much thereof as may be necessary; and for the purpose of repairs, one thousand dollars, or so much thereof as may be necessary.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 393.

AN ACT

Making an appropriation to the Home for the Aged and Infirm Colored Women of Western Pennsylvania.

Section 1. Be it enacted, &c., That the sum of four thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Home for Aged and Infirm Colored Women of Western Pennsylvania, situate in the city of Pittsburg, for the two fiscal years beginning June one, one thousand nine hundred and seven, for the purpose of maintenance.

Appropriation.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 394.

AN ACT

Making an appropriation to the Home for Friendless Children,
in the City of Reading, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of five thousand dollars (\$5,000), or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Home for Friendless Children, in the city of Reading, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the support and maintenance of the said Home for Friendless Children, the sum of four thousand dollars (\$4,000); for painting buildings, the sum of one thousand dollars (\$1,000).

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 395.

AN ACT

Making an appropriation for the Pennsylvania Oral School for
the Deaf.

Appropriation.

Section 1. Be it enacted, &c., That the sum of sixty-five thousand (\$65,000.00) dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Pennsylvania Oral School for the Deaf, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of paying for extraordinary repairs to buildings, which shall be required within the next two years, the sum of seven thousand five hundred (\$7,500) dollars; and two thousand five hundred dollars, for grading, and completing an iron fence around the premises.

For the purpose of the maintenance and education of one hundred pupils, for the years one thousand nine hundred and seven, and one thousand nine hundred and eight, the sum of fifty-five thousand (\$55,000) dollars, or so much thereof as may be necessary:

Provided, That before any warrant shall be drawn for any money appropriated in this item, the Board of Trustees shall file vouchers and other satisfactory evidence with the Auditor General establishing the validity of their claims:

Provided further, That no part of this appropriation shall become available until the management of this institution shall have filed with the Board of Public Charities and the Auditor General, a declaration that all pupils received in this institution, under sixteen years of age, who have not been pupils in other institutions of a similar character, shall be taught exclusively by the oral method, unless physically incapable of being taught by such method.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 396.

AN ACT

Making an appropriation to the Passavant Memorial Homes for the Care of Epileptics, of Rochester, Pennsylvania.

Section 1. Be it enacted, &c., That ten thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Passavant Memorial Homes, of Rochester, Pennsylvania, for maintenance, for the two fiscal years beginning June first, one thousand nine hundred and seven. Appropriation.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 397.

AN ACT

Making an appropriation to the West Philadelphia Hospital for Women, in the City of Philadelphia.

Section 1. Be it enacted, &c., That the sum of ten thousand dollars be and the same is hereby specifically appropriated to the West Philadelphia Hospital for Women, in the City of Philadelphia, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance, the sum of ten thousand dollars. Appropriation.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 398.

AN ACT

Appropriating one hundred and fifty thousand dollars for the payment of the fifteen per centum to townships which abolished the work-tax in the year one thousand nine hundred and six, in compliance with the provisions of section two of the act approved the twelfth day of April, one thousand nine hundred and five.

Appropriation.

Townships.

Payment of
per centage of
road tax.

Section 1. Be it enacted, &c., That the sum of one hundred and fifty thousand dollars, or as much thereof as may be required, be and the same is hereby appropriated for the payment of the fifteen per centum to townships which abolished the work-tax in the year one thousand nine hundred and six, in compliance with the provisions of section two of the act approved the twelfth day of April, one thousand nine hundred and five, entitled "An act providing for the election and appointment of road supervisors in the several townships of the second class of this Commonwealth; defining their duties; authorizing them to make, repair, and maintain roads and bridges; let contracts for the same. levy and collect taxes, employ labor, divide townships into districts, appoint roadmasters and treasurer, purchase road-making implements and machines; prescribing penalties for violation of this act; and requiring the road supervisors to report to township auditors and to the State Highway Commissioner, from time to time, and for the payment of a percentage of road-tax to townships that abolish the work-tax; and for the repeal of all laws, general, local or special, inconsistent herewith or supplied hereby."

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 399.

AN ACT

Making an appropriation to the Gynecean Hospital, in the city of Philadelphia.

Appropriation.

Section 1. Be it enacted, &c., That the sum of twenty-five thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Gynecean Hospital, in the city of Philadelphia, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 400.

AN ACT

Making an appropriation to the Nursery Home, of Harrisburg,
Pennsylvania.

Section 1. Be it enacted, &c., That the sum of two thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Nursery Home, of Harrisburg, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance. Appropriation.

Said appropriation to be paid in accordance with the provisions of an act of Assembly, approved March fifteen, one thousand eight hundred and ninety-one.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 401.

AN ACT

Making an appropriation to the Pennsylvania Institution for
the Deaf and Dumb.

Section 1. Be it enacted, &c., That the sum of two hundred and sixty-eight thousand eight hundred dollars, or so much thereof as may be necessary, be and is hereby specifically appropriated to the Pennsylvania Institution for the Deaf and Dumb, for the education and maintenance of not exceeding four hundred and eighty deaf mute children, residents of the State, for the two fiscal years beginning June first, one thousand nine hundred and seven, at an annual rate not exceeding two hundred and eighty dollars per capita. The evidence of the cost per capita to be furnished to the Auditor General before the quarterly settlement: Provided, That no part of this appropriation shall become available until the management of this institution shall have filed with the State Board of Public Charities and with the Auditor General a declaration that hereafter all the pupils received into this institution, under sixteen years of age, who have not been pupils in other institutions of a similar character, shall be taught exclusively by the oral method, unless physically incapable of being taught by such method. Appropriation.

Education and
maintenance.

Per capita.

Section 2. That the further sum of eight thousand dollars be appropriated to the said Pennsylvania Institution for the Deaf and Dumb, to pay for necessary

Heating and
lighting.

repairs and renewals to the heating and lighting plant of said institution. A statement of the payments, together with the vouchers for the same, to be submitted to the Auditor General and approved by him before the warrant for such payment shall be issued.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 402.

AN ACT

Making an appropriation to the Nazarene Home for the Aged,
of the city of Philadelphia.

Appropriation.

Section 1. Be it enacted, &c., That the sum of ten thousand dollars be and the same is hereby specifically appropriated to the Nazarene Home for the Aged, in the city of Philadelphia, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes, namely:

For the purpose of maintenance, the sum of seven thousand five hundred dollars.

For the purpose of erecting and constructing a building, on ground now owned by the Nazarene Home for the Aged, two thousand five hundred dollars (\$2,500.00).

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 403.

AN ACT

Making an appropriation to the Union Home for Old Ladies, of
West Philadelphia.

Appropriation.

Section 1. Be it enacted; &c., That the sum of seven thousand dollars be and the same is hereby specifically appropriated to the Union Home for the Old Ladies, of West Philadelphia, for the two fiscal years beginning June first, nineteen hundred and seven, and nineteen hundred and eight. The said sum to be applied for the maintenance and general expenses of the Home.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 404.

AN ACT

Making an appropriation to the Western Pennsylvania Humane Society.

Section 1. Be it enacted, &c., That the sum of **Appropriation.** four thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Western Pennsylvania Humane Society, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of preventing cruelty to children and aged persons, and for the purpose of maintenance.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 405.

AN ACT

Making an appropriation to the York Hospital and Dispensary, of the city of York.

Section 1. Be it enacted, &c., That the sum of **Appropriation.** twenty thousand dollars (\$20,000.00), or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the York Hospital and Dispensary, in the city of York, for the purpose of maintenance, for the two fiscal years beginning June first, one thousand nine hundred and seven.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 406.

AN ACT

Making an appropriation to the Beacon Light Mission.

Section 1. Be it enacted, &c., That the sum of **Appropriation.** three thousand dollars (\$3,000.00), or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Beacon Light Mission, established near the city of Bradford, for the two fiscal years beginning June one, one thousand nine hundred and seven, for the following purposes, namely:

For the purpose of maintenance, for the fiscal year beginning June one, one thousand nine hundred and seven, the sum of one thousand dollars, for the purpose of maintenance during the fiscal year beginning June one, one thousand nine hundred and eight, the sum of one thousand dollars.

And for the purpose of assisting in the reconstruction, repair and enlargement of the present building of the said Beacon Light Mission, the sum of one thousand dollars, or so much thereof as may be necessary.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 407.

AN ACT

Making an appropriation to the Midnight Mission, of Philadelphia.

Appropriation.

Section 1. Be it enacted, &c., That the sum of three thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Midnight Mission, of Philadelphia, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 408.

AN ACT

Making an appropriation to the Pennsylvania Training School for Feeble-minded Children, at Elwyn, Delaware county, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of two hundred and seventy thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Pennsylvania Training School for Feeble-minded Children, located at Elwyn, Delaware county, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes, namely:

For the purpose of maintenance, the sum of two hundred and seventy thousand dollars, or so much

thereof as may be necessary, for each year, of seven hundred and fifty children, at one hundred and eighty dollars each:

·Provided, That the amount herein appropriated shall be paid in proportion to the number of indigent children, received from the various counties of the Commonwealth, at a rate of one hundred and eighty dollars, or so much thereof as may be necessary, for each child:

Provided further, That if any money appropriated for the maintenance of pupils shall remain in the treasury on account of decrease in the cost per capita, through good management, the same may be drawn for the maintenance of an extra number of pupils, whose maintenance would amount to the said balance, not exceeding the per capita rate allowed under this act.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 409.

AN ACT

Making an appropriation towards the maintenance of the Pennsylvania Nautical School-ship, located at the port of Philadelphia.

Section 1. Be it enacted, &c., That the sum of twenty-four thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the directors of the Pennsylvania Nautical School-ship, located at the port of Philadelphia, for the two fiscal years commencing on the first day of June, one thousand nine hundred and seven: Appropriation.

Provided, That the city of Philadelphia shall appropriate twenty thousand dollars per annum towards the maintenance of said Pennsylvania Nautical School-ship, and the fact of such appropriation shall be certified to the Auditor General by the mayor of the city of Philadelphia before the amounts hereinbefore appropriated, or any part thereof, shall be paid:

Provided further, That quarterly statements of the expenditures of the said board of directors, for the maintenance of the said Pennsylvania Nautical School-ship, shall be rendered to the comptroller of the city of Philadelphia, and, when certified by him, submitted to the Auditor General of the Commonwealth, and no part of the moneys hereinbefore ap-

propriated shall be paid until the said statement, for the previous quarter, shall have been submitted to the Auditor General as herein provided, and approved by him.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 410.

AN ACT

Making an appropriation to the Elk County General Hospital, of Ridgway, Elk County, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of twenty-four thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Elk County General Hospital, of Ridgway, Elk county, Pennsylvania, for the two fiscal years beginning June one, one thousand nine hundred and seven, for the following purposes, namely:—

Proviso.

For the purpose of maintenance, the sum of sixteen thousand dollars, or so much thereof as may be necessary, for the purpose of erecting, completing, equipping, and furnishing of the Nurses' Home, the sum of eight thousand dollars, or so much thereof as may be necessary: Provided, That no part of the appropriation for the completion and equipment of the Nurses' Home shall be paid by the State Treasurer until there shall have been filed with the Auditor General plans and specifications of said building, approved by the State Board of Charities, together with the contracts, in right and satisfactory form, for the erection and completion of the said Home, and, further, until the said Hospital Association shall furnish to the Auditor General proper receipts for moneys paid to contractors in the erection and construction of said Home, to the amount of eight thousand dollars in addition to this appropriation.

The final payment of said appropriation for completing, equipping and furnishing the Nurses' Home shall be withheld until the Auditor General shall be satisfied, by personal inspection by officials of his department, that the terms of this act have been complied with, and that the building has been completed in accordance with the above requirements.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 411.

AN ACT

Making an appropriation to the Williamsport Training School.

Section 1. Be it enacted, &c., That the sum of **Appropriation.**
six thousand dollars (\$6,000.00), or so much thereof
as may be necessary, be and the same is hereby spe-
cifically appropriated to the Williamsport Training
School, for the purpose of maintenance, for the two
fiscal years beginning June first, one thousand nine
hundred and seven.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 412.

AN ACT

Making an appropriation to the Home for Friendless Children
for the City and County of Lancaster, at Lancaster, Penn-
sylvania.

Section 1. Be it enacted, &c., That the sum of **Appropriation.**
ten thousand (\$10,000.00) dollars, or so much thereof
as may be necessary, be and the same is hereby spe-
cifically appropriated to the Home for Friendless
Children for the City and County of Lancaster, for the
two fiscal years beginning June first, one thousand
nine hundred and seven, for the purpose of main-
tenance, education and support of homeless, destitute
and vagrant children in said Home.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 413.

AN ACT

Making an appropriation to the Titusville Hospital, of Titus-
ville, Pennsylvania.

Section 1. Be it enacted, &c., That the sum of **Appropriation.**
ten thousand dollars, or so much thereof as may be
necessary, be specifically appropriated to the Titus-
ville Hospital, for the purpose of maintenance, for
the two fiscal years beginning June first, one thousand
nine hundred and seven.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 414.

AN ACT

Making an appropriation to the Pennsylvania Institution for the Instruction of the Blind.

Appropriation.

Section 1. Be it enacted, &c., That the sum of ninety-three thousand five hundred dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Pennsylvania Institution for the Instruction of the Blind, for the two fiscal years beginning June first, one thousand nine hundred and seven, towards the maintenance and education of one hundred and seventy State pupils, residents of the State, to be paid in proportion to the number of indigent pupils, from the several counties of the Commonwealth, at an annual rate not exceeding the sum of two hundred and seventy-five dollars per pupil, or so much thereof as may be necessary: Provided, That if any money appropriated for maintenance of pupils shall remain in the Treasury, on account of a decrease in the cost per capita, through good management, the same may be drawn for maintaining an extra number of pupils, whose maintenance would amount to the said balance, not exceeding the per capita allowed in this act.

Proviso.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 415.

AN ACT

Making an appropriation to the Aged Colored Women's Home, at Williamsport.

Appropriation.

Section 1. Be it enacted, &c., That the sum of two thousand five hundred dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Aged Colored Women's Home, at Williamsport, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes, namely:

For the purpose of maintenance, the sum of one thousand five hundred (\$1,500) dollars, or so much thereof as may be necessary.

For the purpose of additions and repairs, the sum of one thousand (\$1,000) dollars, or so much thereof as may be necessary.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 416.

AN ACT

Making an appropriation to the House of Refuge, situate in the Eastern District of the Commonwealth of Pennsylvania.

Section 1. Be it enacted, &c., That the sum of two hundred and eight thousand dollars (\$208,000), or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the House of Refuge, situate in the Eastern District of the State, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes, namely:

For the maintenance of the said institution for the two fiscal years beginning June first, one thousand nine hundred and seven, the sum of one hundred and ninety thousand dollars (\$190,000), or so much thereof as may be necessary.

For the purchase and installation of new boilers, at the boys' department, at Glen Mills, Delaware county, the sum of eighteen thousand dollars (\$18,000) or so much thereof as may be necessary.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 417.

AN ACT

Making an appropriation for a Bronze Tablet in memory of John Jacob Mickly, a Revolutionary patriot, and the appointment of a committee to carry this act into effect.

Whereas, On the twenty-fifth day of September, one thousand seven hundred and seventy-seven, the Revolutionary patriot John Jacob Mickly, a Pennsylvanian, and Commissary of Issues in the War of the Revolution, under cover of darkness, successfully hauled with his farm team that priceless treasure, the Liberty Bell, from Independence Hall, Philadelphia, through the British lines, to Bethlehem, Pennsylvania, and thence to Allentown, where that emblem of liberty was buried under the basement of the Zion Reformed Church, remaining hidden there until the latter part of one thousand seven hundred and seventy-eight:

Therefore, Be it resolved, That in order to encourage devotion and loyalty to the American Government, the people of Pennsylvania hereby commemorate this act of bravery and loyalty by placing a bronze tablet on the wall of Zion Reformed Church, at Allentown.

Appropriation.

Section 1. Be it enacted, &c., That one thousand dollars (\$1,000.00), or so much thereof as may be necessary, is hereby appropriated to placing a bronze tablet on the wall of Zion Reformed Church, at Allentown, in memory of the Revolutionary patriot, John Jacob Mickly.

State Regent of the D. A. R.

Section 2. The State Regent of the Daughters of the American Revolution is hereby authorized to appoint a committee of twenty (20) members of the Daughters of the American Revolution, of the State of Pennsylvania, to assist her in carrying this act into effect; and the State Regent shall be the official head of this committee, and is hereby empowered to draw from the State Treasury the sum of one thousand dollars (\$1,000.00), upon a warrant duly executed by the Auditor General in favor of herself as State Regent; and when the provisions of this act are carried into effect an itemized account, with vouchers attached, must be returned to the Auditor General, and the unexpended balance, if any, must be returned to the State Treasury.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 418.

AN ACT

Making an appropriation to the Home for Colored Children, of Allegheny, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of ten thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Home for Colored Children, of Allegheny, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 419.

AN ACT

Making an appropriation to the House of the Good Shepherd, of Philadelphia.

Appropriation.

Section 1. Be it enacted, &c., That the sum of twelve thousand five hundred dollars, or so much

thereof as may be necessary, be and the same is hereby specifically appropriated to the House of Good Shepherd, of Philadelphia, for the two fiscal years beginning June first, nineteen hundred and seven, as follows, namely: Provided, however, That the said House of Good Shepherd shall receive and provide for all persons committed thereto by the courts of the First Judicial District, to wit, the county of Philadelphia:

For the purpose of maintenance, the sum of twelve thousand five hundred dollars, or so much thereof as may be necessary.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 420.

AN ACT

Making an appropriation to the Philadelphia Orthopaedic Hospital and Infirmary for Nervous Diseases.

Section 1. Be it enacted, &c., That the following sums, or so much thereof as may be necessary, be and the same are hereby specifically appropriated to the Philadelphia Orthopaedic Hospital and Infirmary for Nervous Diseases, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes, namely: Appropriation.

The sum of twenty-five thousand dollars, or so much thereof as may be necessary, for the maintenance of the hospital departments.

The sum of ten thousand dollars, or so much thereof as may be necessary, for repairs to said hospital departments.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 421.

AN ACT

Making an appropriation to the Home for Aged Couples and Old Men, at Bala, Philadelphia.

Section 1. Be it enacted, &c., That the sum of five thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Home for Aged Couples and Old Appropriation.

Men, at Bala, Philadelphia, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 422.

AN ACT

Making an appropriation to the Northern Home for Friendless Children, of Pennsylvania, located at the northeast corner Twenty-third and Brown Streets, Philadelphia, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of twelve thousand five hundred dollars (\$12,500.00), or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Northern Home for Friendless Children, located in Philadelphia, for maintenance, education, and the support of its inmates; the sum of six thousand two hundred and fifty dollars (\$6,250.00), for the year one thousand nine hundred and seven; and the sum of six thousand two hundred and fifty dollars (\$6,250.00), for the year of one thousand nine hundred and eight.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 423.

AN ACT

Making an appropriation to the Pittsburg and Allegheny Home for the Friendless.

Appropriation.

Section 1. Be it enacted, &c., That the sum of six thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Pittsburg and Allegheny Home for the Friendless, situate in Allegheny, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 424.

AN ACT

Making an appropriation to the Western Temporary Home, of Philadelphia.

Section 1. Be it enacted, &c., That the sum of four thousand dollars, or so much as may be necessary, be and the same is hereby specifically appropriated to the Western Temporary Home, of Philadelphia, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance. Appropriation.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 425.

AN ACT

Making an appropriation to the Pennsylvania Home Teaching Society and Free Circulating Library for the Blind.

Section 1. Be it enacted, &c., That the sum of four thousand dollars (\$4,000.00), or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Pennsylvania Home Teaching Society and Free Circulating Library for the Blind, for the two fiscal years beginning June first, one thousand nine hundred and seven. Appropriation.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 426.

AN ACT

Making an appropriation to the Columbia Hospital, located at Columbia, Lancaster county, Pennsylvania.

Section 1. Be it enacted, &c., That the sum of eight thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Columbia Hospital, at Columbia, Pennsylvania, for the two fiscal years beginning June first, Anno Domini one thousand nine hundred and seven, for the purpose of maintenance, and the sum of seven thousand five hundred dollars, for the purpose of assisting in the construction of a Nurses' Home. Appropriation.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 427.

AN ACT

Making an appropriation to the Pennsylvania Industrial School.

Appropriation.

Section 1. Be it enacted, &c., That the sum of five thousand dollars be and the same is hereby specifically appropriated to the Pennsylvania Industrial School, Paoli, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of building and maintenance.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 428.

AN ACT

Making an appropriation to the Pennsylvania Memorial Home, located at Brookville, Jefferson county, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of eleven thousand dollars (\$11,000), or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Pennsylvania Memorial Home, located at Brookville, Jefferson county, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes, namely:

For the purpose of maintenance, nine thousand dollars (\$9,000), or so much thereof as may be necessary.

For the purpose of assisting in making improvements to the buildings, the sum of two thousand dollars (\$2,000), or so much thereof as may be necessary.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 429.

AN ACT

Making an appropriation to the Christian Home, of the city of York, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of three thousand (\$3,000) dollars, or so much thereof as may be necessary, be and the same is hereby spe-

cifically appropriated to The Christian Home, of the city of York, Pennsylvania, for the two fiscal years beginning the first day of June, nineteen hundred and seven, for the purpose of maintenance. .

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 430.

AN ACT

Making an appropriation to the Hayes Mechanics' Home, located in the city of Philadelphia.

Section 1. Be it enacted, &c., That the sum of five thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Hayes Mechanics' Home, located in the city of Philadelphia, for the purpose of maintenance, for the two fiscal years beginning June first, one thousand nine hundred and seven (1907). Appropriation.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 431.

AN ACT

Making an appropriation to the Children's Aid Society of Franklin county.

Section 1. Be it enacted, &c., That the sum of one thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Children's Aid Society of Franklin County, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance, and prosecution of its work. Appropriation.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 432.

AN ACT

Making an appropriation to the Bradford Hospital, of the city of Bradford.

Section 1. Be it enacted, &c., That the following sums, or so much thereof as may be necessary, be Appropriation.

and the same are hereby specifically appropriated to the Bradford Hospital, of the City of Bradford, for the two fiscal years beginning on June first, one thousand nine hundred and seven, for the following purposes; to wit,—

For the purpose of maintenance, during the fiscal year beginning June first, one thousand nine hundred and seven, the sum of five thousand dollars.

For the purpose of maintenance, during the fiscal year beginning June first, one thousand nine hundred and eight, the sum of five thousand dollars.

For the purpose of assisting in the completion and equipment of the men's medical and surgical department of the new hospital building, now in course of erection, the sum of twenty-five thousand dollars.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 433.

AN ACT

Making an appropriation for the payment of the annual fixed charge for school and road purposes, on lands held for Forest Reserves.

Appropriation.

Fixed charge for school and road purposes.

Forest reserves.

Section 1. Be it enacted, &c., That the sum of eighty thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated for the payment of the annual fixed charge for school and road purposes, on lands held for forest reserves, as per act of April fifth, one thousand nine hundred and five (Pamphlet Laws, page one hundred and eleven), for the two fiscal years beginning June first, one thousand nine hundred and seven.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 434.

AN ACT

To provide for the support of the National Guard of Pennsylvania and Naval Force of Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven; and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and seven; for the payment of an annual allowance to officers of the National Guard of Pennsylvania and Naval Force of Pennsylvania; and for the payment of allowance to organizations of the National Guard of Pennsylvania and Naval Force of Pennsylvania, for rifle practice purposes; and granting permission to expend for dress uniforms unexpended balances and moneys received by Adjutant General from sale of obsolete, condemned, or unserviceable ordnance or quartermaster stores; and for the purpose of placing one million dollars, or as much thereof as may be necessary, at the disposal of the Governor of the Commonwealth, and making same available to pay expenses incident to actual service rendered by the National Guard of Pennsylvania, under orders of the Governor, in the repelling of invasion, subduing insurrection, riot or disorder, or to furnish the quota of volunteers from the Commonwealth of Pennsylvania under a call made by the President of the United States.

Section 1. Be it enacted, &c., That the sum of eight hundred thousand dollars be and the same is hereby specifically appropriated for the support of the National Guard of Pennsylvania and Naval Force of Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven; and for the payment of bills incurred, and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and seven; and for the payment of an annual allowance to commissioned officers of the National Guard of Pennsylvania and Naval Force of Pennsylvania, as follows: For commissioned officers, required to be mounted, not exceeding forty dollars per year; for commissioned officers, not required to be mounted, not exceeding thirty dollars per year: Provided, Such commissioned officer shall have been in commission continuously during the year for which payment is claimed, and that he shall have expended during the year, for uniforms and equipment for himself, a sum equal to or greater than the allowance claimed; and in cases where an expenditure greater than the annual allowance is made in any year for which annual allowance is paid, such excess may be excluded in the voucher for the succeeding year: And provided, That before any payment is made to any officer, for any year, application shall be made for same upon a blank form to be prepared and furnished by the Adjutant General, which blank form shall contain a certificate requiring the claimant to show by proper vouchers that he has actually expended during the year, for uniforms and equipment for himself, an amount equal to the annual allowance claimed: And provided fur-

Appropriation.

Maintenance.

Payment of bills.

Annual allowance to officers.

Proviso.

Proviso.

Proviso.

ther, That in cases where a commissioned officer of the National Guard or Naval Force of Pennsylvania shall have served the full term of the commission issued to him, or his commission shall have been terminated by due course of law, and shall be elected or appointed as a commissioned officer within thirty days from the expiration or determination of former commission, the service of such officer shall be considered continuous so far as it relates to annual allowances herein provided for.

Rifle practice.

Section 2. For the payment of the allowance to the several organizations of the National Guard of Pennsylvania and the Naval Force of Pennsylvania for rifle practice purposes, for the two fiscal years beginning June first, one thousand nine hundred and seven, the sum of ten thousand dollars. The said appropriation to be paid on the warrant of the Adjutant General drawn on the State Treasurer, countersigned by the Auditor General, upon specifically itemized vouchers duly approved by the State Military Board.

Unexpended balances.

Section 3. Any portion of this appropriation remaining unexpended at the close of the two fiscal years beginning June first, one thousand nine hundred and seven, or of the appropriation made for the two fiscal years beginning June first, one thousand nine hundred and five, remaining unexpended, or any moneys received by the Adjutant General from the sale of obsolete, condemned, or unserviceable ordnance or quartermaster stores, may, under the direction of the State Military Board, be expended in procuring dress uniforms for the National Guard of Pennsylvania, of such design as the Governor and Commander-in-chief may approve, the same to conform as nearly as practicable to the dress uniform of the United States Army.

Dress uniforms.

Appropriation for actual service, etc.

For the purpose of placing at the disposal of the Governor of the Commonwealth, and making same available to pay expenses incident to actual service rendered by the National Guard of Pennsylvania, under orders of the Governor, in the repelling of invasion, subduing insurrection, riot or disorder, or to furnish the quota of volunteers from the Commonwealth of Pennsylvania under a call made by the President of the United States, the sum of one million dollars, or so much thereof as may be necessary; for which the Governor of the Commonwealth is authorized to draw his warrant direct upon the State Treasurer. All expenditures for transportation, pay of officers and enlisted men, horse hire, subsistence, and quartermaster stores to be made in accordance with the provisions of section forty of act of Assembly, approved April twenty-eighth, one thousand eight hundred and ninety-nine, "Providing for the organization, discipline, and regulation of the National Guard

of Pennsylvania," vouchers in detail, for such expenditures, to be filed with the Auditor General.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 435.

AN ACT

Making an appropriation toward the completion and furnishing of the Thaddeus Stevens Industrial School.

Section 1. Be it enacted, &c., That to enable the commissioners of the Thaddeus Stevens Industrial School to complete and furnish the said school buildings, the sum of one hundred thousand dollars, or so much thereof as may be necessary, is hereby specifically appropriated, to be drawn from the Treasury, as the same may be required, on warrants drawn by the Auditor General, in the usual manner. Appropriation.

Section 2. The commissioners engaged in the erection of said buildings shall proceed to complete the same as soon as practicable, and shall make an itemized quarterly report to the Auditor General of all moneys expended by them, and of the progress made in the erection of the said buildings.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 436.

AN ACT

Making an appropriation for the Columbian Council, School and Settlement, of Pittsburg, Pennsylvania.

Section 1. Be it enacted, &c., That the sum of three thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Columbian Council, School and Settlement, of Pittsburgh, Pennsylvania, for the purpose of maintenance, for the two fiscal years beginning June first, Anno Domini one thousand nine hundred and seven. Appropriation.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

AN ACT

To provide for the erection of a monument to commemorate the services of Pennsylvania troops in the battle of Cold Harbor, Virginia, and the appointment of a Commission to carry into effect the provisions of this act, making appropriation therefor.

Cold Harbor Battle-
field Commission.

Section 1. Be it enacted, &c., That immediately after the passage of this act, the Governor shall appoint a Commission of five persons, from amongst the survivors of the Fifty-fifth Regiment of Pennsylvania Volunteer Infantry, or survivors of other Pennsylvania regiments of the Union Army, engaged at the battle of Cold Harbor, the services of which have not been commemorated by a monument on any other battlefield. That the said Commission shall be known as the "Cold Harbor Battlefield Commission," and shall serve without compensation, except actual necessary expenses incurred in the performance of its duties. That the Governor shall fill any and all vacancies that may occur in said Commission. The duties of said Commission shall be to select and decide upon location, design, material, and inscription for one monument, to commemorate the services of all Pennsylvania regiments engaged in the battle of Cold Harbor, Virginia, which occurred in June, one thousand eight hundred and sixty-four, and to enter into a contract for the construction and erection of said monument: Provided, Said monument shall not exceed in cost the sum of five thousand dollars; and when such monument shall have been completed and erected, the Auditor General shall, upon proper and specifically itemized vouchers, duly verified, draw his warrant upon the State Treasurer, in favor of the said Cold Harbor Battlefield Commission, for the sum of five thousand dollars, or so much thereof as may be necessary, for the payment of said monument; and for the further sum of one thousand dollars, or so much thereof as may be necessary, for the payment of the expenses of the said Commission, upon filing with the Auditor General proper and specifically itemized vouchers covering such expense.

Duties of the
Commission.

Proviso.

Expenses.

For the purposes herein mentioned the following sums, or so much thereof as may be necessary, are hereby specifically appropriated:—

For the erection and completion of a monument, as aforesaid, the sum of five thousand dollars, or so much thereof as may be necessary.

Appropriation.

For the payment of all necessary and proper expenses of the said Commission, the sum of one thousand dollars, or so much thereof as may be necessary.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 438.

AN ACT

Making an appropriation to erect a tablet with the names of soldiers of the Revolution, the wars of one thousand eight hundred and twelve and one thousand eight hundred and forty-six, inscribed thereon, at Middle Springs, Pennsylvania.

Section 1. Be it enacted, &c., That the sum of one thousand (\$1,000.00) dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated for the purpose of erecting a tablet, on which shall be inscribed the names of the soldiers who went out from Middle Springs, Cumberland county, Pennsylvania, in the Revolutionary war, and in the wars of one thousand eight hundred and twelve, and one thousand eight hundred and forty-six; and also to lay off and improve the grounds around the monument erected at Middle Springs, Cumberland county, Pennsylvania; and that the Governor of the Commonwealth be authorized to appoint three commissioners, empowered to take the necessary steps to carry out as speedily as possible the provisions of this act.

Appropriation.

Tablet at Middle Springs.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 439.

AN ACT

Making an appropriation to pay the deficiency in the salary of Enos M. Russell, messenger of the Flag-room, for the two years beginning June first, one thousand eight hundred and eighty-nine, and ending May thirty-first, one thousand eight hundred and ninety-one.

Whereas, By act approved May seventh, one thousand eight hundred and eighty-nine, the salary of the messenger of the Flag-room was increased from three hundred to six hundred dollars per annum; and

Preamble.

Whereas, The Legislature failed to appropriate the increased amount of salary authorized by said act; therefore,—

Section 1. Be it enacted, &c., That the sum of six hundred dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to pay the deficiency in the salary of Enos M. Russell, messenger of the Flag-room, for the two fiscal years beginning June first, one thousand eight hundred and eighty-nine and ending May thirty-first one thousand eight hundred and ninety-one; the said appropriation to be paid on the warrant of the Audi-

Appropriation.

Enos M. Russell,
messenger of the
flag-room.

tor General, on settlement made by him to the State Treasurer, in the usual manner.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 440.

AN ACT

Making an appropriation to the Hebrew Sheltering Home and Day Nursery for Children, in the county of Philadelphia.

Appropriation.

Section 1. Be it enacted, &c., That the sum of two thousand dollars (\$2,000.00), or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Hebrew Sheltering Home and Day Nursery for Children, of the county of Philadelphia, for the purpose of maintenance, for two fiscal years beginning June first, one thousand nine hundred and seven.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 441.

AN ACT

Making an appropriation for the payment of the expenses for holding Uniform Primaries, under the provisions of the act of the General Assembly of the Commonwealth of Pennsylvania, entitled "An act providing a uniform method of electing certain party officers, and delegates to the State and National conventions, and of making nominations for certain public offices; providing for the payment of the expenses of the same; making certain violations thereof misdemeanors, and prescribing penalties for the violation of its provisions," approved the seventeenth day of February, Anno Domini one thousand nine hundred and six.

Appropriation.

Uniform primaries.

Section 1. Be it enacted, &c., That the sum of one million one hundred and fifty-nine thousand two hundred and forty-eight dollars (\$1,159,248.00), or so much thereof as may be necessary, be and the same is hereby specifically appropriated for the purpose of the payment of expenses of holding Uniform Primaries, as prescribed by the act of the General Assembly of the Commonwealth of Pennsylvania, entitled "An act providing a uniform method of electing certain party officers, and delegates to the State and National conventions, and of making nominations for certain public offices; providing for the payment of the expenses of the same; making certain violations

thereof misdemeanors, and prescribing penalties for the violation of its provisions," approved the seventeenth day of February, Anno Domini one thousand nine hundred and six.

Section 2. The county commissioners shall keep an accurate account of the entire expense of holding primaries, under the hereinabove referred to act, including the preparation and delivery of supplies, voting materials, et cetera, and the total amount shall be paid, in the first instance, by the county treasurer, upon the order of the county commissioners. As soon as convenient thereafter, the county commissioners shall prepare an itemized statement of the accounts so paid, verified by oath, and send the same, accompanied by receipted vouchers, to the Auditor General, who, if he finds the same correct, shall draw a warrant on the State Treasurer, for the proper county, for the amount so approved, which shall be paid by the State Treasurer out of the amount herein appropriated.

County commis-
sioners.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 442.

AN ACT

Making an appropriation to the State Forest Academy, at Mont Alto, Franklin county, Pennsylvania.

Section 1. Be it enacted, &c., That the sum of fifteen thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the State Forest Academy, located on the State Forest Reserve, at Mont Alto, Franklin county, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintaining the State Forest Academy, and for providing instruction in forestry therein; and that the sum of fifteen thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated for the purpose of erecting a dormitory for the students of the State Forest Academy, and for the furnishing and equipment of the same.

Appropriation.

Maintenance.

Dormitory.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

LAWS OF PENNSYLVANIA,

No. 443.

AN ACT

Making an appropriation to the Florence Crittenton Mission,
of the city of Williamsport.

Appropriation.

Section 1. Be it enacted, &c., That the sum of two thousand dollars (\$2,000.00), or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Florence Crittenton Mission, of the city of Williamsport, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 444.

AN ACT

Making an appropriation to the Western Home for Poor Children,
at Philadelphia.

Appropriation.

Section 1. Be it enacted, &c., That the sum of two thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Western Home for Poor Children, at Philadelphia, for the purpose of erecting and equipping a laundry building, with sleeping-rooms for the employes, in the second story, for the two fiscal years beginning June first, one thousand nine hundred and seven.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 445.

AN ACT

Making an appropriation to the Pittsburg Hospital for Children,
at Pittsburg, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of twenty thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Pittsburg Hospital for Children, at Pittsburg, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 446.

AN ACT

Making an appropriation to the Pennsylvania Museum and School of Industrial Art, of Philadelphia.

Section 1. Be it enacted, &c., That the sum of one hundred thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Pennsylvania Museum and School of Industrial Art, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the general maintenance of said Pennsylvania Museum and School of Industrial Art. Any portion of said appropriation may be used for the purchase of looms and other machinery, for instruction in weaving in textile design, and other arts appertaining to the industries of the State: Provided, That in such schools there shall be maintained a free scholarship for one pupil from each county in the State, to be filled by the appointment of the Governor of the Commonwealth, except that for counties having more than one Senator as many scholarships shall be provided as there are senatorial districts in such counties; and in the case of the failure of any county to be properly represented by an appointee or appointees at the opening of any school year, October first, then the Governor shall have power to fill such vacancy or vacancies by the appointment of applicants from other parts of the State. In each quarterly statement, furnished by the managers of said institution to the Auditor General, there shall be included a statement of the names and residences of all pupils filling free scholarships as provided by this act.

Appropriation.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 447.

AN ACT

Making an appropriation for the erection of a suitable monument, in the National Cemetery at Culpeper, Virginia, to the memory of the Pennsylvania soldiers of the Civil War buried therein.

Section 1. Be it enacted, &c., That the sum of eight thousand dollars, or so much thereof as may be necessary, be and is hereby appropriated for the purpose of erecting a suitable monument, in the National Cemetery at Culpeper, Virginia, to the memory of the Pennsylvania soldiers buried therein; and that the Governor, Secretary of the Commonwealth, and

Appropriation.

the Secretary of Internal Affairs be, and they are hereby authorized and empowered to take the necessary steps to carry out, as speedily as possible, the provisions of this act.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 448.

AN ACT

To authorize the building of a dike, or dikes, for the protection of property adjacent to the Delaware River, in Falls township, Bucks county, and making an appropriation therefor.

Appropriation.

Delaware river.

Bucks county.

Section 1. Be it enacted, &c., That the Water Supply Commission of Pennsylvania is hereby authorized to construct a dike, or dikes, along the bank of the Delaware River, in the township of Falls, Bucks county, so as to prevent the destruction of property and to discontinue and prevent the overflow of lands in said township.

Water Supply
Commission.

Section 2. The work herein authorized shall be done in accordance with the plans, specifications, and estimates to be furnished by or submitted to, approved by the Water Supply Commission of Pennsylvania.

Section 3. No work shall be done, or money expended, for the purposes named in this act, until the owners of the lands, upon which such dike or dikes shall be built, shall have filed with Water Supply Commission of Pennsylvania an instrument, in writing, granting to the State the right to erect and forever maintain the dike or dikes aforesaid, and releasing the State from all damages which may have accrued up to the date of the execution thereof by reason of the overflow of such lands; and nothing in this act shall be construed as a recognition or assumption of any liability on the part of the State for any damages done by the overflow of said river.

Section 4. The sum of five thousand dollars, or so much thereof as may be necessary, is hereby specifically appropriated for the purposes aforesaid in this act, to be paid by the State Treasurer, upon warrant of the Auditor General, to the order of the Water Supply Commission of Pennsylvania.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 449.

AN ACT

Making an appropriation to the Corry Hospital.

Section 1. Be it enacted, &c., That the sum of fifteen thousand dollars, or so much thereof as may be necessary, be and the same is hereby appropriated out of any moneys in the State Treasury not otherwise appropriated, to the Corry Hospital, of the city of Corry, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely, For the purpose of maintenance, the sum of eight thousand dollars, or so much thereof as may be necessary. For the purpose of constructing an additional story, thereby providing a proper operating-room, also anaesthetic, coat and sterilizing-rooms, a women's sun-room, a men's sun-room, and an emergency-room, and for extending the elevator to new story, for repairs to third story to take advantage of room secured by removal of mansard roof, for new porches, and general repairs, the sum of seven thousand dollars.

APPROVED--The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 450.

AN ACT

Making an appropriation to the Downingtown Industrial School for Colored Youth, located at Downingtown, Chester county, Pennsylvania.

Section 1. Be it enacted, &c., That the sum of ten thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Downingtown Industrial School for Colored Youth, located at Downingtown, Chester county, Pennsylvania, for the two years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

The sum of five thousand dollars, or so much thereof as may be necessary, for the erection of dormitories,—one for boys and one for girls,—and for the erection of a trades and agricultural building, and the equipment of the same.

The sum of five thousand dollars, or so much thereof as may be necessary, for maintaining said school.

APPROVED--The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 451.

AN ACT

Making an appropriation to the Northwestern Pennsylvania Humane Society.

Appropriation.

Section 1. Be it enacted, &c., That the sum of six hundred dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Northwestern Pennsylvania Humane Society for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of preventing cruelty to aged persons and children, and for the purpose of maintenance.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 452.

AN ACT

Making an appropriation for the payment of the expenses incident to the dedication of the equestrian statue of General Anthony Wayne, erected on the Revolutionary Camp Grounds of Valley Forge by the Commonwealth of Pennsylvania, under the provisions of an act of the General Assembly, approved the eleventh day of May, Anno Domini one thousand nine hundred and five.

Preamble.

Whereas, In pursuance of authority given by an act of the General Assembly, approved the eleventh day of May, Anno Domini one thousand nine hundred and five, the State of Pennsylvania provided for the erection of an equestrian statue of General Anthony Wayne, on the Revolutionary Camp Grounds of Valley Forge, which statue is now nearing completion and will soon be ready for dedication; therefore,—

Statue of General Anthony Wayne.

Section 1. Be it enacted, &c., That the Commission to select, procure, and erect an equestrian statue, on the Revolutionary Camp Grounds at Valley Forge, to suitably commemorate the illustrious military and civil services rendered by General Anthony Wayne, of Revolutionary fame, to the State and Nation, at such time as the members thereof deem best, appoint a day for the dedication of the aforesaid statue. The said dedication shall be under the control of and direction of the said Commission.

Appropriation.

Section 2. The sum of one thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated, out of any moneys in the Treasury, not otherwise appropriated, for the purpose of paying the necessary expenses incident to the dedication of the said statue; the said appropriation to be paid on the warrant of the Auditor General,

on a settlement made by him and the State Treasurer, upon vouchers duly certified by the officers of the said Commission. Any unexpended balance of the sum herein appropriated shall revert to the State Treasury, at the close of the two fiscal years beginning June first, one thousand nine hundred and seven.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 453.

AN ACT

To reimburse William H. Ham, of Honesdale, Wayne county, for money improperly taken from him as a fee for the issuing to him a commission as notary public in and for the county of Wayne, and appropriating twenty-five dollars for that purpose.

Section 1. Be it enacted, &c., That the Secretary of the Commonwealth be instructed to remit to the said William H. Ham twenty-five dollars, to reimburse him for money wrongfully withheld from him, as described above, and that sum is hereby specifically appropriated for that purpose.

Appropriation.

William H. Ham.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 454.

AN ACT

Making an appropriation to the Rosine Home, of Philadelphia.

Section 1. Be it enacted, &c., That the sum of five thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Rosine Home, of Philadelphia, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance.

Appropriation.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 455.

AN ACT

Making an appropriation for the erection of a monument, at Driftwood, Pennsylvania, to commemorate the embarkation of the Bucktail Regiment.

Preamble

Bucktail regiment.

Whereas, General Thomas L. Kane embarked his famous Bucktail Regiment at Driftwood, Pennsylvania, in April, one thousand eight hundred and sixty-one, upon rafts of their own construction, to hasten their arrival at the imperiled State Capitol; and

Whereas, This regiment, by its loyalty and bravery on all its battlefields, won national reputation and undying glory; and

Whereas, The survivors of the regiment have preserved a veteran organization, and propose to erect a monument to commemorate their embarkation upon the waters of the Susquehanna, at Driftwood, Pennsylvania; therefore,—

Appropriation.

Section 1. Be it enacted, &c., That the sum of two thousand five hundred dollars be and is hereby appropriated for the purpose of erecting a suitable monument, in Driftwood, Cameron county, Pennsylvania, to commemorate the embarkation of the Bucktail Regiment, in April, one thousand eight hundred and sixty-one.

Section 2. That Colonel E. A. Irvin, F. F. Kirk, and William H. Rauch are hereby authorized to select the site for said monument, and supervise its erection; and the Auditor General is hereby authorized, upon the approval by him of sworn and itemized bills, to draw warrants upon the State Treasurer for not exceeding the amount of said appropriation.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 456.

AN ACT

Making an appropriation to the Penn Asylum for Indigent Widows and Single Women, located at Belgrade street and Susquehanna avenue, Philadelphia.

Appropriation.

Section 1. Be it enacted, &c., That the sum of ten thousand dollars (\$10,000), or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Penn Asylum for Indigent Widows and Single Women, located at Belgrade street and Susquehanna avenue, Philadelphia for the two

fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of six thousand dollars (\$6,000), or so much thereof as may be necessary.

For the purpose of installing a laundry, the sum of four thousand dollars (\$4,000), or so much thereof as may be necessary.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 457.

AN ACT

To commemorate the heroism, sacrifices, and patriotism of the members of the Sixty-seventh, Eighty-seventh, and the One Hundred and Thirty-eighth Regiments of the Pennsylvania Volunteer Infantry, at the battle of Monocacy, July ninth, one thousand eight hundred and sixty-four, by the erection and dedication, upon the battlefield of Monocacy, of a suitable monument; creating a Commission for that purpose, to be known as the Monocacy Monument Commission, and furnishing transportation to the honorably discharged survivors of said regiments, and State officials and guests, to attend the unveiling and dedication of said monument, and making the necessary appropriation therefor.

Whereas, The battle of Monocacy, fought July ninth, one thousand eight hundred and sixty-four, was one of the most important engagements fought during the war for the suppression of the rebellion, and of which General U. S. Grant, in his personal memoirs, says: "The situation in Washington was precarious. * * * * * He, Wallace, moved with commendable promptitude, and met the enemy at Monocacy. He could hardly have expected to gain a victory, but hoped to cripple and delay the enemy until Washington could be put in a state of preparation to meet Early. * * * * * Whether the delay caused by the battle amounted to a day or not, General Wallace contributed on this occasion a greater benefit to the cause than often falls to the lot of a commander of an equal force to render by means of a victory;" and

Whereas, The Sixty-seventh, Eighty-seventh, and One Hundred and Thirty-eighth Regiments of Pennsylvania Volunteer Infantry have no monument on any of the many battlefields on which they fought and lost heavily, it would seem but fitting and proper, in view of the many monuments provided by the Commonwealth for other regiments, that the three regiments above named should have fitting recognition; therefore,—

Preamble.

Monocacy Monu-
ment Commission.

Proviso.

Proviso.

Appropriation.

Section 1. Be it enacted, &c., That immediately upon the passage of this act, the Governor shall appoint a Commission of three persons, to be selected from the survivors, respectively, of the Sixty-seventh, Eighty-seventh, and One Hundred and Thirty-eighth regiments of Pennsylvania Volunteer Infantry, to be known as the Monocacy Monument Commission, the members of which shall serve without compensation other than their actual necessary expenses, and whose duty shall be to select a location upon the battlefield of Monocacy, purchase same, select a suitable design, material and inscription for a monument, to be erected under the supervision of said Monocacy Monument Commission, to commemorate the services of the said Sixty-seventh, Eighty-seventh, and One Hundred and Thirty-eighth regiments, Pennsylvania Volunteer Infantry; and, for such purpose, the said Monocacy Monument Commission is hereby authorized to enter into a contract for the construction and erection of said monument, and to provide for the dedication of the same upon a day fixed by the Governor, after the said Commission shall have reported the monument erected and ready for dedication: Provided, That the expenses of said commission, the purchase of land, the completion and erection of said monument, shall not exceed in all the sum of five thousand dollars: And provided, further, That when said monument shall have been completed, erected, and dedicated, the Auditor General shall draw his warrant upon the State Treasurer, in favor of the said Monocacy Monument Commission, in the sum of five thousand dollars, or so much thereof as may be necessary, for the payment of the expenses of said Commission, the purchase of land, the payment for the monument, and the expense of preparing same for dedication; the said Monocacy Monument Commission to account to the Auditor General, within ninety days after said monument is dedicated, for all disbursements, by filing with the Auditor General specifically itemized vouchers; and any unexpended balance to be returned to the State Treasury when said accounting is made.

Transportation.

Section 2. That there shall be provided and furnished by the Commonwealth of Pennsylvania, to such State officials and guests as the Governor may designate, and to all surviving honorably discharged Pennsylvania soldiers who were members of the Sixty-seventh, Eighty-seventh, and One Hundred and Thirty-eighth regiments of Pennsylvania Volunteer Infantry, transportation to the railway station in Pennsylvania nearest to the place of residence of such State official or guest, or of any such Pennsylvania soldier, to Monocacy, Virginia, and return, to enable them to be present at the dedication of said monument.

Adjutant General

Section 3. The Adjutant General is hereby authorized and directed to provide and furnish transportation, for such State official and guest as the Governor may designate, and for such surviving honorably discharged soldiers, by railway as aforesaid, to Monocacy, Virginia, and return; and for such transportation he is authorized to pay such sums of money as shall be agreed upon, not exceeding one and one-half cents per mile each way, by the shortest available route; and the Adjutant General shall employ all necessary and practicable methods to give publicity to this act; and shall provide all necessary blank forms, and establish such rules, and incur such expense for the issuance and reception of applications and issuance of transportation to persons legally entitled thereto, under the provisions and intent of this act, as shall in his judgment be deemed necessary.

Section 4. That any person who shall personate, or attempt to personate, any survivor, or secure or attempt to secure by such impersonation transportation to which he is not legally entitled under the provisions of the act, shall be deemed guilty of a misdemeanor, and, upon conviction, shall be sentenced to pay a fine not exceeding one hundred dollars, or imprisonment not exceeding sixty days, or both, at the discretion of the court.

Section 5. That, for the purpose of carrying into effect the provisions of this act, the following sums of money, or so much thereof as may be necessary, are hereby specifically appropriated, out of any money in the State Treasury not otherwise appropriated; namely,—

For the purchase of land, actual expenses of Monocacy Monument Commission for the completion and erection of monument, and expense preparing for dedication of monument, the sum of five thousand dollars, or so much thereof as may be necessary, to be paid and accounted for as provided in the first section of this act.

Appropriation.

For the furnishing of transportation to Monocacy, Virginia, and return, for the persons entitled thereto, under the provisions of this act and for the expenses incurred by the Adjutant General in giving proper publicity to this act, and providing necessary blank forms on which to receive applications for transportation and issuing same to those entitled thereto, the sum of five thousand dollars. The appropriation for transportation to be paid on the warrant of the Auditor General on the State Treasurer, in favor of and upon the requisition of the Adjutant General; the same to be accounted for by the Adjutant General to the Auditor General, within ninety days after the dedi-

cation of the said monument, by properly itemized vouchers, filed with the Auditor General, showing the disbursements made.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 458.

AN ACT

Making an appropriation to the Benevolent Association's Home for Children, of Pottsville, Schuylkill county.

Appropriation.

Section 1. Be it enacted, &c., That the sum of two thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Benevolent Association's Home for Children, of Pottsville, Schuylkill County, toward the maintenance, education, and support of the homeless, destitute, and vagrant children in said Home, for the two fiscal years beginning June first, one thousand nine hundred and seven.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 459.

AN ACT

Making an appropriation to the Woods Run Industrial House, of Allegheny, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of four thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Woods Run Industrial House, of Allegheny, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 460.

AN ACT

Making a special appropriation to the Department of Agriculture, to meet the deficiency necessary to complete the demonstration work being done by the Division of Economic Zoology, during the fiscal year ending May thirty-first, nineteen hundred and seven.

Section 1. Be it enacted, &c., That the sum of twelve hundred dollars, or so much thereof as is necessary, be and the same is hereby appropriated to the Department of Agriculture, to meet a deficiency necessary to complete the demonstration work being done by the Division of Economic Zoology, during the fiscal year ending May thirty-first, Anno Domini nineteen hundred and seven. Appropriation.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 461.

AN ACT

Making an appropriation to the General and Emergency Hospital, at Pittsburg, Pennsylvania.

Section 1. Be it enacted, &c., That the sum of two thousand dollars (\$2,000.00), or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the General and Emergency Hospital, of Pittsburg, for the following purposes; namely,— Appropriation.

For the purpose of maintenance, for the two years beginning June first, one thousand nine hundred and seven, the sum of two thousand dollars (\$2,000.00).

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 462.

AN ACT

To provide for the publishing of the proceedings of the dedication of the Pennsylvania Monument at Andersonville, Georgia, erected under an act of the Legislature of Pennsylvania, July eighteenth, one thousand nine hundred and one; providing for the distribution and clerical work thereof, and making an appropriation for the same.

Section 1. Be it enacted, &c., That there shall be published, under the direction of the Pennsylvania Commission to erect a monument at Andersonville, Georgia, Report of dedication of the Andersonville Monument.

heretofore organized for that purpose, six thousand five hundred copies of its report of the proceedings of the dedication ceremonies of the Pennsylvania Monument, in the National Cemetery at Andersonville, Georgia; to be published in one volume by the Superintendent of Public Printing and Binding, on order by the said Pennsylvania Commission; to be bound in cloth, and to contain lithographic or other cuts of the monument and portions of the National Cemetery and prison ground, and such history of the prison as may be necessary to properly perpetuate the memory of the eighteen hundred and forty-nine Pennsylvania soldiers of the Union buried there.

Distribution.

Section 2. The distribution of the aforesaid edition shall be as follows: One hundred and fifty copies for the use of the Governor; and fifty copies each for the use of the Lieutenant Governor, the Secretary of the Commonwealth, the Auditor General, the Adjutant General, the Attorney General, the State Treasurer, the Secretary of Internal Affairs, the Secretary of Agriculture, the Superintendent of Public Printing and Binding, the Commissioner of Banking, the Commissioner of Insurance, Factory Inspector, Department of Mines, Superintendent of Public Grounds and Buildings, State Fisheries Commission, Forestry Commission, and State Library; six hundred copies for the Superintendent of Public Instruction, for distribution among the schools of the Commonwealth; four hundred copies to the Pennsylvania Commission to erect monument at Andersonville, Georgia; seven hundred and fifty copies to the Pennsylvania Commandery of the Military Order of the Loyal Legion of the United States; six hundred copies to the Posts of the Grand Army of the Republic in Pennsylvania; fifty copies to the Camps of the Union Veteran Legion in Pennsylvania; one thousand copies for the use of the Senate; one thousand one hundred copies for the use of the House, to be delivered to the members of the present Legislature; and one thousand copies to survivors of Andersonville, in Pennsylvania.

Appropriation.

Section 3. For editing, revising, compiling, proof-reading, copying, classifying, and indexing the same, the sum of seven hundred dollars, or so much thereof as may be necessary, and for printing and publishing the same, the sum of four thousand dollars, is hereby specifically appropriated; to be paid on warrant of the Auditor General, upon presentation of specifically itemized vouchers, certified to by the Pennsylvania Commission to erect a monument at Andersonville, Georgia.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 463.

AN ACT

**Making an appropriation to the Evangelical Home for the Aged,
of Philadelphia.**

Section 1. Be it enacted, &c., That the sum of **Appropriation.**
two thousand dollars (\$2,000), or so much thereof as
may be necessary, be and the same is hereby specifically
appropriated to the Evangelical Home for the Aged,
at Philadelphia, for the two fiscal years beginning
June first, one thousand nine hundred and seven, for
the purpose of maintenance.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 464.

AN ACT

**Making an appropriation to the Home for the Aged, one thou-
sand eight hundred and nine Mount Vernon street, Phila-
delphia, Pennsylvania.**

Section 1. Be it enacted, &c., That the sum of **Appropriation.**
six thousand dollars (\$6,000.00), or so much thereof
as may be necessary, be and the same is hereby specif-
ically appropriated to the Home for the Aged, one
thousand eight hundred and nine Mount Vernon street,
Philadelphia, Pennsylvania, for the purpose of main-
tenance for the two fiscal years beginning June first,
one thousand nine hundred and seven.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 465.

AN ACT

**Making an appropriation to the Christ's Home for Homeless and
Destitute Children, of Philadelphia.**

Section 1. Be it enacted, &c., That the sum of **Appropriation.**
three thousand dollars, or so much thereof as may be
necessary, be and the same is hereby specifically ap-
propriated to the Christ's Home for Homeless and Des-
titute Children, of Philadelphia, for the two fiscal
years beginning June first, one thousand nine hundred
and seven, for the purpose of maintenance.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

LAWS OF PENNSYLVANIA,

No. 466.

AN ACT

To provide for the making of facsimiles of ancient documents and papers belonging to the Commonwealth.

Appropriation.

Section 1. Be it enacted, &c., That the sum of fifteen hundred dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated for the purpose of reproducing or making in facsimile, with durable ink, upon parchment, ancient documents and papers now in the custody of the State Librarian. Such expenditures as are necessary to the carrying out of the provisions of this act shall be made only by, or under the direct orders and supervision of, the State Librarian, and shall be paid by the State Treasurer on the warrants of the Auditor General, upon the presentation of vouchers approved by the State Librarian.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 467.

AN ACT

Making an appropriation for the erection of a monument or memorial to the memory of the soldier and statesman, United States Senator Samuel Maclay, at his grave in Buffalo Valley, Union county.

Appropriation.

Section 1. Be it enacted, &c., That the sum of one thousand dollars (\$1,000.00) is hereby appropriated for the purpose of erecting a suitable monument or memorial at the grave of United States Senator Samuel Maclay, in Buffalo Valley, Union county, Pennsylvania, to commemorate his life and public service as soldier and statesman; that three persons, to be appointed by the Governor, shall supervise the erection of said monument or memorial, and shall serve without compensation.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 468.

AN ACT

Making an appropriation to Bethesda Home.

Appropriation.

Section 1. Be it enacted, &c., That the sum of six thousand dollars (\$6,000.00), or so much thereof

as may be necessary, be and the same is hereby specifically appropriated to the Bethesda Home, located in the city of Allegheny, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 469.

AN ACT

Making an appropriation to the State Livestock Sanitary Board for the purchase of a suitable site, for the erection of buildings thereon, and for equipment for conducting research work with relation to the diseases of animals.

Section 1. Be it enacted, &c., That the sum of twenty-nine thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the State Livestock Sanitary Board, for the purpose of providing a suitable site for conducting research work with relation to the diseases of domestic animals, and for the erection of buildings thereon, and for the provision of special equipments for the care of animals required in connection with the scientific study of their diseases. The selection and equipment of a suitable site shall be made by the State Livestock Sanitary Board, with reference to the purposes herein specified, and as deemed necessary by the said Board.

Appropriation.

State Livestock
Sanitary Board.

Section 2. Before any expenses shall be incurred for the purchase of land or for the erection of buildings, under the provisions of this act, the selection, plans, and specifications shall be submitted in writing to the Governor, for his approval, and shall be approved by him before such land is purchased or such building shall be begun. The amount herein appropriated shall be paid by the State Treasurer, as the same may be needed, upon warrants of the Auditor General, after the submission of itemized signed vouchers approved by the Secretary of Agriculture.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 470.

AN ACT

To provide for the publishing of the proceedings of the dedication of the Pennsylvania monuments, erected under the act of the Legislature of Pennsylvania, approved the eleventh day of May, Anno Domini one thousand nine hundred and five; providing for the distribution and clerical work thereof, and making an appropriation for the same.

Report of dedication of the Monuments at Antietam.

Section 1. Be it enacted, &c., That there shall be published, under the direction of The Antietam Battlefield Commission of Pennsylvania, heretofore organized for the erection of monuments, five thousand six hundred copies of its reports of the proceedings of the dedication ceremonies of the Pennsylvania monuments, upon the battlefield of Antietam, at Sharpsburg, Maryland; to be published in one volume by the Superintendent of Public Printing and Binding, on order by the said The Antietam Battlefield Commission of Pennsylvania; to be bound in cloth, and to contain lithographic or other cuts of the several monuments and portions of the field wherein they are erected, and such regimental history as may be necessary to properly perpetuate the memory of the part taken by the several Pennsylvania organizations.

Distribution.

Section 2. The distribution of the aforesaid edition shall be as follows: One hundred and fifty copies for the use of the Governor; and fifty copies each for the use of the Lieutenant Governor, the Secretary of the Commonwealth, the Auditor General, the Adjutant General, the Attorney General, the State Treasurer, the Secretary of Internal Affairs, the Secretary of Agriculture, the Superintendent of Public Printing and Binding, the Commissioner of Banking, the Commissioner of Insurance, Factory Inspector, Department of Mines, Superintendent Public Grounds and Buildings, State Fisheries Commission, Forestry Commission, Soldiers' Orphans Commission, and State Library; three hundred copies for the Superintendent of Public Instruction, for distribution among the schools of the Commonwealth; two hundred copies to The Antietam Battlefield Commission of Pennsylvania; three hundred and seventy-five copies to the Pennsylvania Commandery of the Military Order of the Loyal Legion of the United States; three hundred copies to the Posts of the Grand Army of the Republic in Pennsylvania; twenty-five copies to the camps of the Union Veteran Legion in Pennsylvania; eleven hundred copies for the use of the Senate, and twenty-two hundred copies for the use of the House, to be delivered to the members of the present Legislature.

Appropriation.

Section 3. For editing, revising, compiling, proof-reading, copying, classifying, and indexing the same.

the sum of five hundred dollars, or so much thereof as may be necessary, is hereby specifically appropriated. For printing, binding, and other expenses necessary to carry out the provisions of this act, a further sum of three thousand dollars is hereby specifically appropriated.

All sums to be paid on warrant of the Auditor General, upon presentation of specifically itemized vouchers, certified to by the Antietam Battlefield Commission of Pennsylvania.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 471.

AN ACT

Making an appropriation to the Lancaster General Hospital.

Section 1. Be it enacted, &c., That the sum of thirty thousand dollars, or so much thereof as may be necessary, be and the same is specifically appropriated to the Lancaster General Hospital, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,--

For the purpose of maintenance, the sum of fifteen thousand dollars, or so much thereof as may be necessary.

For the purpose of assisting in the erection, furnishing and equipping of an additional wing to the hospital building, the sum of fifteen thousand dollars or so much thereof as may be necessary.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 472.

AN ACT

Making an appropriation for the establishment of an exhibit in the Museum of the State Library, illustrating the development of oil and oil products in the Commonwealth of Pennsylvania.

Section 1. Be it enacted, &c., That the sum of one thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated for the purpose of establishing an exhibit

in the Museum of the State Library, under the direction of the State Librarian, illustrating the development of oil and oil products in the Commonwealth of Pennsylvania.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 473.

AN ACT

Making an appropriation to the Roman Catholic Society of Saint Joseph, for educating and maintaining poor orphan children, in the city of Philadelphia.

Appropriation.

Section 1. Be it enacted, &c., That the sum of five thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to The Roman Catholic Society of Saint Joseph, for educating and maintaining poor orphan children, in the city of Philadelphia, for the two fiscal years beginning June first, nineteen hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of five thousand dollars, or so much thereof as may be necessary.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 474.

AN ACT

Making an appropriation to the Boys' Industrial Home, of Williamsport, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of four thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Boys' Industrial Home, of the City of Williamsport, Lycoming county, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 475.

AN ACT

Making an appropriation to the German Baptist Home for the Aged, Philadelphia.

Section 1. Be it enacted, &c., That the sum of one thousand five hundred dollars (\$1,500.00), or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the German Baptist Home for the Aged, located in the city of Philadelphia, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance. Appropriation.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 476.

AN ACT

To provide for the compilation, by the Secretary of the Commonwealth, of all the laws pertaining to borough and township assessors, tax collectors, treasurers and auditors, and the publication of twenty-five thousand copies and their distribution; also providing an appropriation for the same.

Section 1. Be it enacted, &c., That the Secretary of the Commonwealth be and is hereby directed to have compiled twenty-five thousand copies of a pamphlet containing all the laws, in force at the adjournment of the present session of General Assembly, pertaining to the duties of borough and township assessors, tax collectors, treasurers, and auditors; said compilation shall be distributed by the Secretary of the Commonwealth, upon requisition of the Senators and Members of the House of Representatives. Secretary of the Commonwealth.

Section 2. The sum of three hundred dollars is hereby appropriated, to pay for the work of compiling, typewriting, indexing, and proof-reading the said pamphlets. And the further sum of one thousand five hundred and fifty dollars is hereby appropriated for the printing and publishing of the same. Compilation of certain laws pertaining to township officers.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 477.

AN ACT

Making an appropriation to the Visiting Nurse Association, of Allegheny county, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of fifteen hundred dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Visiting Nurse Association, of Allegheny County, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance.

APPROVED--The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 478.

AN ACT

Making an appropriation to the Children's Aid Society, of Meadville, Crawford county, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of two thousand dollars (\$2,000) be and the same is hereby specifically appropriated to the Children's Aid Society, of Meadville, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance—two thousand dollars.

APPROVED--The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 479.

AN ACT

For the relief of Charles Francis Judson and Oliver Boyce Judson, substituted trustees under the will of Thomas McEuen, late of the city of Philadelphia, deceased, refunding the sum of sixteen hundred and thirty-five and sixty-five one hundredth dollars, being an overpayment to the Commonwealth of Pennsylvania of collateral inheritance tax.

Preamble.

Whereas, Charles Francis Judson and Oliver Boyce Judson, substituted trustees under the will of Thomas McEuen, deceased, appointed by the orphans' court of Philadelphia county, paid on April thirty, one thousand nine hundred and four, to the register of wills of Philadelphia county the sum of six thousand and eighty-one dollars, being five per centum on one hun-

dred and twenty-one thousand six hundred and thirty dollars, the principal of decedent's residuary estate, held in trust as to one-half part thereof for the benefit of Elizabeth Boyce Judson, a niece of decedent, for life, with remainder to her children, and as to the other half part thereof for the benefit of William Boyce, a grandnephew of decedent, for life, with remainder to his children;

And whereas, Said trustees supposed the entire trust estate was subject to collateral inheritance tax, and at the time said tax was paid the said Elizabeth Boyce Judson was, and is, living, and had three children who are still living, and the said William Boyce was living and without children; but there being no gift over in said will of William Boyce's share of said estate, in case he died without children, it was believed his share thereof would pass, under the intestate laws of Pennsylvania, to decedent's next of kin, believed by said trustees to be Elizabeth Boyce Judson, a niece of decedent;

And whereas, Said William Boyce died on January twenty-two, one thousand nine hundred and seven, without issue, and it is now ascertained that decedent's next of kin to take the above-mentioned share of his estate are not collateral, but lineal, descendants, namely, a son Malcolm, who died in one thousand eight hundred and seventy-five, leaving a will, and a daughter, Elizabeth Hunt, who died in one thousand nine hundred and three, intestate and without issue, domiciled in the State of Massachusetts, leaving a husband, such next of kin being ascertained as of the date of decedent's death in one thousand eight hundred and seventy-three;

And whereas, The tax so overpaid amounted to one thousand six hundred and thirty-five dollars and sixty-five cents, and under existing law such overpayment cannot be refunded by the State Treasurer unless applied for within two years from the date of payment, which time has now expired, and such payment having been made in good faith and in the honest belief that the amount so paid was due to the Commonwealth of Pennsylvania, it is only just and proper that such overpayment should be refunded.

Section 1. Be it enacted, &c., That the State Treasurer is hereby authorized and directed to pay the sum of one thousand six hundred and thirty-five dollars and sixty-five cents to Charles Francis Judson and Oliver Boyce Judson, substituted trustees under the will of Thomas McEuen, late of the city of Philadelphia, deceased; the said sum to be paid on the warrant of the Auditor General to the order of the said Charles Francis Judson and Oliver Boyce Judson, substituted trustees as aforesaid; but no warrant shall be drawn until the register of wills of Philadelphia

Appropriation.

Trustees under
the will of
Thomas McEuen.

county shall certify to the Auditor General that the said sum of six thousand and eighty-one dollars was paid, as aforesaid, for collateral inheritance tax in said estate, and that, in his judgment, part thereof, namely, the sum of one thousand six hundred and thirty-five dollars and sixty-five cents, was erroneously paid by the said trustees and should be refunded by the Commonwealth of Pennsylvania.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 480.

AN ACT

Making an appropriation to the Children's Industrial Home, at Harrisburg, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of six thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Children's Industrial Home, at Harrisburg, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes, namely:

For the purpose of maintenance, the sum of five thousand dollars, or so much thereof as may be necessary.

For the purpose of a new building, to be used as an infirmary, the sum of one thousand dollars, or so much thereof as may be necessary.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 481.

AN ACT

Making an appropriation to the House of the Good Shepherd, in the city of Scranton.

Appropriation.

Section 1. Be it enacted, &c., That the sum of two thousand five hundred dollars (\$2,500), or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the House of the Good Shepherd, city Scranton, for maintenance for the two fiscal years beginning June the first, nineteen hundred and seven.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 482.

AN ACT

Making an appropriation to the directors of the First Allegheny Day Nursery and Temporary Home for Children, of Allegheny.

Section 1. Be it enacted, &c., That the sum of **four thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated, for the two fiscal years beginning June first, one thousand nine hundred and seven, to the First Allegheny Day Nursery and Temporary Home for Children, located at Allegheny, for the purpose of maintenance.** Appropriation.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 483.

AN ACT

Authorizing and directing the Secretary of Internal Affairs to compile and publish connected warrantee tract maps of each of the several counties of this Commonwealth; making an appropriation for the work of compilation, and directing the manner of sale and distribution of the same.

Section 1. Be it enacted, &c., That the Secretary of Internal Affairs shall compile, or cause to be compiled, connected warrantee tract maps of each of the several counties of this Commonwealth, from the records on file in the Department of Internal Affairs, showing the outlines of the original surveys, names of warrantees, dates of warrants, dates of surveys, names of patentees, dates of patents, together with such other important details as may appear on the original drafts; also county, township, city and borough lines, where the necessary data can be conveniently obtained from official or reliable sources; said maps to be drawn on a scale, or scales, as nearly uniform as may be practicable, in order to clearly show the details of each of the several surveys embraced in any one county. Copies of original or special drafts, showing historical or topographical features of interest and value in connection with original grants and surveys, may also be included, together with such textual matter as the Secretary of Internal Affairs may deem necessary to a proper elucidation of the subject. All of said maps shall be engraved and printed on good linen or muslin-mounted paper, and substantially bound in atlas form, in half-roan binding, by the State Printer, on written order or orders of the Secretary of Internal Connected warrantee tract maps of counties.

Affairs, when the manuscript maps of any one or more counties are completed, ready for engraving and printing, in editions of one thousand copies of each atlas. The maps of two or more counties may be bound together, under one cover, at the discretion of the Secretary of Internal Affairs, in cases where the volume or atlas so bound is not rendered too bulky for convenient use and preservation.

Appropriation.

Section 2. That, for the purpose of enabling the Secretary of Internal Affairs to employ skilled draftsmen and other assistance, necessary to carry this act into effect, the sum of ten thousand dollars is hereby appropriated to his use, for the two fiscal years commencing on the first day of June, one thousand nine hundred and seven and the first day of June one thousand and nine hundred and eight or so much thereof as may be necessary.

Publication and issue.

Section 3. That one copy of each atlas, when published, shall be forwarded by the Secretary of Internal Affairs to the offices of the county commissioners and recorders of deeds in each of the several counties of this Commonwealth, free of cost; two copies of the same to the State Library, free of cost; two copies of the same to the Library of Congress, free of cost; and the remaining copies to be sold by said Secretary of Internal Affairs, to applicants for the same, at cost of publication; and the proceeds thereof to be paid into the State Treasury at the close of each successive fiscal year thereafter.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 484.

AN ACT

Making an appropriation to the Pottstown Hospital, of Pottstown.

Appropriation.

Section 1. Be it enacted, &c., That the sum of fifteen thousand five hundred dollars (\$15,500), or as much thereof as may be necessary, be and the same is hereby specifically appropriated to the Pottstown Hospital, of Pottstown, for the two fiscal years commencing June first, one thousand nine hundred and seven, for the following purposes, namely:

For the purpose of maintenance, the sum of thirteen thousand dollars (\$13,000), or so much thereof as may be necessary.

For the erection and completion of a surgical annex, the sum of two thousand five hundred dollars (\$2,500), or so much thereof as may be necessary.

Provided, however, That no part of the sum of two thousand five hundred dollars, hereby appropriated for the erection and completion of a surgical annex, shall become available until the trustees of this institution shall have raised a like sum. Proviso.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 485.

AN ACT

To provide for the appointment of the Battlefield Commission of the Third Division, Ninth Corps, Army of the Potomac, and empowering that Commission to erect a monument, on the battlefield of Petersburg, commemorative of the services rendered and the bravery displayed by the troops of Pennsylvania composing the First and Second Brigades of the Third Division, Ninth Corps, Army of the Potomac, which Division was commanded by the late Brevet Major General John Frederick Hartranft; and making an appropriation for the cost of such monument, its erection and dedication, the expenses of the Commission, and the transportation of the survivors of said troops from Pennsylvania to Petersburg, Virginia, and return, at the time of the dedication of such monument.

Whereas, In the summer of one thousand eight hundred and sixty-four, six regiments of infantry of Pennsylvania Volunteers were recruited, and served during the balance of the war in the Army of the James and in the Army of the Potomac, and during their service in the Army of the Potomac they constituted the First and Second Brigades of the Third Division, Ninth Corps, Army of the Potomac, commanded by Brevet Major General John Frederick Hartranft, said brigades being composed of the Two Hundredth, Two Hundred and fifth, Two Hundred and Seventh, Two Hundred and Eighth, Two Hundred and Ninth and Two Hundred and Eleventh Regiments, Pennsylvania Volunteer Infantry; and

Preamble.

Whereas, Said regiments of Infantry of the Pennsylvania line, for practically their entire term of service, were in the presence of the enemy and under fire constantly, participated in the engagements at Bermuda Hundred, the Weldon Raid, the Hatchers Run Campaign, the siege of Petersburg, the battle of Fort Steadman, and the battle of Petersburg, and in the two latter engagements suffered great loss and exhibited gallantry and heroism rarely excelled in the history of warfare, their conduct being so gallant as to merit special orders of commendation from General Meade, in command of the Army of the Potomac, and Lieutenant General U. S. Grant, then in command of the armies of the United States, and by virtue of

which Brigadier General John Frederick Hartranft, in immediate command, was raised to the rank of Brevet Major General United States Volunteers; and

Whereas, Provision has heretofore been made for the erection of monuments on battlefields, commemorative of the services of other Pennsylvania organizations, none having been up to this time erected to commemorate the distinguished services of these troops of the Pennsylvania line; therefore,

Battlefield Commission of the Third Division, Ninth Corps, Army of the Potomac.

Section 1. Be it enacted, &c., That the Governor of the Commonwealth be and he is hereby empowered to appoint a commission, to be known as the Battlefield Commission of the Third Division, Ninth Corps, Army of the Potomac; said Commission to comprise one surviving veteran from each of the six regiments of Pennsylvania Volunteers that constituted the First and Second Brigades of the Third Division, Ninth Corps, Army of the Potomac; said regiments being the Two Hundredth, Two Hundred and Fifth, Two Hundred and Seventh, Two Hundred and Eighth, Two Hundred and Ninth, and Two Hundred and Eleventh Regiments of Pennsylvania Volunteer Infantry: Provided, That the president of each regimental association shall nominate to the Governor a suitable veteran for appointment on said Commission; And provided, further, That the Governor of the Commonwealth shall be ex officio a member of such Commission, clothed with the same power as other members of said Commission.

Proviso.

Section 2. That as soon as practicable after the members of said Commission shall have been selected, as provided for in the first section of this act, the members thereof shall meet at the State Capitol in Harrisburg, and organize by the election of a President, Secretary, and Treasurer, and such committees as, under the usual rules of procedure, said Commission shall deem proper. That when said Commission shall have been so organized it shall be empowered and authorized to erect, or cause to be erected, a suitable monument, on either the battlefield of Fort Steadman or the battlefield of Petersburg, commemorative of the services of the men of the First and Second Brigades of the Third Division, Ninth Corps, Army of the Potomac, composed of the Two Hundredth, Two Hundred and Fifth, Two Hundred and Seventh, Two Hundred and Eighth, Two Hundred and Ninth, and Two Hundred and Eleventh regiments, Pennsylvania Volunteer Infantry, commanded by Brevet Major General John Frederick Hartranft. That said Commission is empowered to select a site for the erection of a monument on one of the battlefields named. If on the battlefield of Fort Steadman, it shall be at or near the location of Fort Steadman, which fort was recaptured

Monument.

from the Confederates on the twenty-fifth of March, one thousand eight hundred and sixty-five; and if on the battlefield of Petersburg, it shall be at or near Fort Mahone, upon which these troops made a successful assault on the morning of the second of April, one thousand eight hundred and sixty-five. That said Commission shall have power to purchase such plot or plots of ground, in the name of the Commonwealth, as may seem to such Commission essential, upon which to erect the monument herein provided; and shall have, also, supervision over the exercises which may be had in the dedication of said monument; and shall have power to have such inscriptions and data placed on said monument as they may deem proper, in relation to the distinguished services of these regiments of the Pennsylvania line, in the war for the perpetuity of this Republic.

Section 3. That at the time of the dedication of the monument, as provided in the second section of this act, said Battlefield Commission be and it is hereby authorized and empowered to arrange, over the most direct line of railroad, transportation for the survivors of the Pennsylvania Regiments referred to in this act from their nearest railroad point in Pennsylvania to the city of Petersburg, Virginia, and return; and where such surviving soldiers shall reside outside of the State of Pennsylvania, their transportation shall be furnished from the nearest railroad point in Pennsylvania to their place of residence, and from such railroad point to Petersburg and return; it being understood that all honorably discharged survivors of these organizations shall be furnished transportation as herein indicated, that they may attend the dedication of the monument provided to be erected by this act. **Transportation.**

Section 4. That said Commission shall have full power to arrange a system of blanks upon which application for transportation may be made, which blanks, among other things, shall provide for the full name of the surviving veteran making application, his age, place of residence, the name of the railroad station in Pennsylvania nearest his place of residence, and his rank in the company and regiment of said organization in which he served: Provided, That any person falsely representing himself to be a member of said organization, and entitled to transportation under this act, shall be guilty of a misdemeanor, and, upon conviction thereof, shall be fined not less than one hundred dollars and imprisoned not more than six months, or both or either, at the discretion of the court before which conviction is had. **Proviso.**

Section 5. That for the purpose of the erection of this monument, the expense of the Commission, the expense of the dedication, and the transportation

Appropriation.

Proviso.

Proviso.

from Pennsylvania to Petersburg, and return, of the survivors of the organizations herein mentioned, the following sums are hereby appropriated, out of any moneys in the treasury not otherwise appropriated: For the monument and its site fifteen thousand dollars. For the expense of the Commission, the dedication of the monument, and the transportation of the survivors to Petersburg and return, the sum of six thousand dollars, or so much thereof as may be necessary: Provided, That the members of this Commission shall serve without any compensation whatever, but any necessary expenses incurred in the discharge of the duties as herein provided shall be paid out of the appropriation for that purpose: Provided, further, That the Governor shall issue to each veteran member of this Commission a certificate of his appointment, properly engrossed, bearing the seal of the Commonwealth and the signature of the Governor, and attested by the Secretary of the Commonwealth.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 486.

AN ACT

Making an appropriation to the Harrisburg Hospital, of Harrisburg, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of thirty-five thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Harrisburg Hospital, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes, namely:

For the purpose of maintenance, the sum of thirty thousand dollars, or so much thereof as may be necessary.

For the purpose of completing payment for the construction of new building, heating apparatus, nurses' quarters, and alterations to old administration building, the sum of five thousand dollars, or so much thereof as may be necessary.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 487.

AN ACT

Making an appropriation to the Home for the Friendless, at
Harrisburg, Pennsylvania.

Section 1. Be it enacted, &c., That the sum of Appropriation.
four thousand dollars, or so much thereof as may
be necessary, be and the same is hereby specifically
appropriated to the Home for the Friendless, at Har-
risburg, Pennsylvania, for the two fiscal years begin-
ning June first, one thousand nine hundred and seven,
for the purpose of maintenance.

Said appropriation to be paid in accordance with
the provisions of an act of Assembly, approved March
fifteenth, one thousand eight hundred and ninety-
nine.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 488.

AN ACT

Making an appropriation to the Messiah Home Orphanage, of
Harrisburg, Pennsylvania.

Section 1. Be it enacted, &c., That the sum of Appropriation.
two thousand dollars, or so much thereof as may be
necessary, be and the same is hereby specifically ap-
propriated to the Messiah Home Orphanage, of Har-
risburg, Pennsylvania, for the two fiscal years begin-
ning June first, one thousand nine hundred and seven,
for the purpose of maintenance.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 489.

AN ACT

Making an appropriation to United Zion Home, at Lititz, Lan-
caster county, Pennsylvania.

Section 1. Be it enacted, &c., That the sum of Appropriation.
two thousand dollars, or so much thereof as may be
necessary, be and the same is hereby specifically ap-
propriated to United Zion Home, at Lititz, Pennsyl-
vania, for the two fiscal years beginning June first.

one thousand nine hundred and seven, for the purpose of maintenance.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 490.

AN ACT

Making an appropriation to the Kittanning General Hospital

Appropriation.

Section 1. Be it enacted, &c., That the sum of eight thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Kittanning General Hospital, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes, namely:

For the purpose of maintenance, the sum of eight thousand dollars, or so much as may be necessary.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 491.

AN ACT

Making an appropriation to the Taylor Hospital Association, of Taylor, Lackawanna county.

Appropriation.

Section 1. Be it enacted, &c., That the following sums, or so much thereof as may be necessary, be and the same are hereby specifically appropriated to the Taylor Hospital Association, of Taylor, Lackawanna county, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes, namely:

The sum of twelve thousand dollars (\$12,000), or so much thereof as may be necessary, for the purpose of maintenance; and seven thousand five hundred dollars (\$7,500), for indebtedness.

Said appropriation to be paid in accordance with the provisions of an act of Assembly, approved March fifteenth, one thousand eight hundred and ninety-nine.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 492.

AN ACT

Making an appropriation to Saint Agnes' Hospital, of Philadelphia, Pennsylvania.

Section 1. Be it enacted, &c., That the sum of **fifty thousand dollars (\$50,000.00)**, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Saint Agnes' Hospital, of Philadelphia, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance. **Appropriation.**

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 493.

AN ACT

Making an appropriation to the Hospital Department of the Jefferson Medical College, of Philadelphia.

Section 1. Be it enacted, &c., That the sum of **two hundred thousand dollars (\$200,000.00)**, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Hospital Department of the Jefferson Medical College, of Philadelphia, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes, namely: **Appropriation.**

For the purpose of maintenance, the sum of one hundred and sixty thousand dollars, or so much thereof as may be necessary.

For the purpose of assisting in the erection of a new fire-proof house for nurses, the sum of forty-thousand dollars, or so much thereof as may be necessary:

Provided, That the trustees raise the sum of thirty thousand dollars (\$30,000.00), to complete the said Nurses' Home.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 494.

AN ACT

Making an appropriation to the Chambersburg Hospital, of Chambersburg.

Section 1. Be it enacted, &c., That the sum of **ten thousand dollars** be and the same is hereby spe- **Appropriation.**

cifically appropriated to the Chambersburg Hospital, of Chambersburg, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes, namely:

For the purpose of maintenance, the sum of ten thousand dollars.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 495.

AN ACT

Making an appropriation to The German Hospital of the City of Philadelphia.

Appropriation.

Section 1. Be it enacted, &c., That the sum of sixty-six thousand six hundred dollars be and the same is hereby appropriated to The German Hospital, of the city of Philadelphia, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes, namely:

For maintenance, the sum of thirty thousand dollars, or so much thereof as may be necessary.

For betterments and new buildings, the sum of thirty-six thousand six hundred dollars, or so much thereof as may be necessary.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 496.

AN ACT

Making an appropriation to The Florence Crittendon Mission, of Scranton.

Appropriation.

Section 1. Be it enacted, &c., That the sum of four thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Florence Crittendon Mission, of Scranton, for the two years beginning June first, nineteen hundred and seven, for the following purposes, namely:

The sum of two thousand dollars, or so much thereof as may be necessary, for maintenance; and the sum of two thousand dollars, or so much thereof as may be necessary, for improvements.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 497.

AN ACT

Making an appropriation to the Saint Joseph's Hospital, in the City of Reading.

Section 1. Be it enacted, &c., That the sum of twenty thousand dollars (\$20,000), or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Saint Joseph's Hospital, in the city of Reading, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes, namely:

Appropriation.

For the purpose of maintenance, fifteen (\$15,000) thousand dollars; and

For the purpose of assisting in repairs and improvements to existing buildings, or for the erection of new buildings, five thousand dollars (\$5,000).

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 498.

AN ACT

Making an appropriation to the House of Refuge, situate in the Eastern District of the Commonwealth, to defray the expense of erecting and furnishing cottages, and such other buildings as may be necessary, for the accommodation of the girls' department in the country home already donated to the institution.

Whereas, There has been donated by one of the managers of the House of Refuge, situate in the Eastern District of Pennsylvania, a farm of one hundred and one acres, more or less, for the purpose of enabling the girls' department of that institution to be removed to the country, where the benefits to be derived from life in the open air and contact with nature can be enjoyed, and the cottage system more thoroughly carried out:—

Appropriation.

Section 1. Be it enacted, &c., That the sum of one hundred and twenty-five thousand dollars (\$125,000.00), or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the House of Refuge, for the purpose of defraying the expense of erecting and furnishing cottages, and such other buildings as may be necessary, for the accommodation of the girls' department in the country, on the farm already donated to the institution for that purpose. On condition, however, that the officers of the institution provide an equal amount.

Cottages.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

LAWS OF PENNSYLVANIA,

No. 499.

AN ACT

Making an appropriation for maintenance and for the erection of a new building at Mary M. Packer Hospital, Sunbury, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of fourteen thousand dollars (\$14,000), or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Mary M. Packer Hospital, of Sunbury, Pennsylvania, for the purpose of maintenance, for the two fiscal years beginning June first, one thousand nine hundred and seven.

And the further sum of seven thousand dollars be and is hereby specifically appropriated for the purpose of erecting, completing, equipping, and furnishing an additional building, to extend the accommodations of said Mary M. Packer Hospital.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 500.

AN ACT

Making an appropriation for the improvement of the port of Erie, by constructing a modern steamboat landing, or wharf, upon State lands, within the harbor of Erie; authorizing the appointment of a Commission to construct same, and providing for regulating the manner in which said dock shall be used by the public and kept in repairs.

Preamble.

Whereas, The harbor of the port of Erie is the only harbor in the State of Pennsylvania on the Great Lakes, that its improvement is of essential importance to the people of the entire Commonwealth;

And whereas, The Congress of the United States has recognized the importance of the preservation and permanent improvement of the harbor of the port of Erie by appropriating large amounts of money therefor;

And whereas, The Commonwealth is the owner of the land lying between the foot of State Street and the United States harbor line, a distance of about six hundred feet, upon which land a public wharf could only be built with the consent of the Commonwealth; therefore,

Appropriation.

Section 1. Be it enacted, &c., That the sum of one hundred and fifty thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated for the purpose of constructing and building a modern, public steamboat landing, or

wharf, upon State lands at the port of Erie, by producing State Street northwardly into the harbor, commencing on the north side of the public dock at the foot of State Street, in the city of Erie, and extending northwardly about six hundred feet, and one hundred feet in width, to the harbor line established by the United States engineer. Port of Erie.

Section 2. That the Governor is hereby empowered to appoint five persons, who shall be and the same are hereby constituted a Commission, who shall have power and authority vested in them, under this act, to build and construct the said public steamboat landing, or wharf, as aforesaid.

Section 3. That the said Commission shall, from time to time, certify, under the oaths of at least three of their number, to the Auditor General of the Commonwealth, the amount of said appropriation necessary to be then expended for the building and construction of said wharf, as aforesaid; upon which certificates the Auditor General shall, with the approval of the Governor, draw his warrants upon the Treasurer for the payment of the amount thereof, until the whole of said appropriation, or as much as may be necessary for the purpose hereinbefore indicated, shall have been paid out and expended.

Section 4. That after the completion of said dock, and until the Legislature shall otherwise provide, the mayor and council of the city of Erie shall have power to enact ordinances regulating the manner in which said dock may be used by the public, with such restrictions and prohibitions, and such penalties and rentals payable to said city, as shall appear conducive to the public interest and welfare of the Commonwealth, and shall make such repairs thereto as may appear to them to be necessary to keep the same in proper condition. Mayor and council.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 501.

AN ACT

Making an appropriation to The National Farm School, at Doylestown.

Section 1. Be it enacted, &c., That the sum of fifteen thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to The National Farm School, at Doylestown, for the two fiscal years beginning June first, one Appropriation.

thousand nine hundred and seven, for the purposes of maintenance.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 502.

AN ACT

Making an appropriation for the providing, erection, management, and care of armories throughout the Commonwealth of Pennsylvania, for the use of the National Guard of Pennsylvania; said armories to be erected, managed, and cared for under the direction of the Armory Board of the State of Pennsylvania; and fixing the maximum amount to be expended from this appropriation for an armory for a company of infantry, for an armory for a battery of artillery, and for an armory for a troop of cavalry; and to complete armories now erected or in course of erection, under the supervision of said Armory Board.

Appropriation.

Erection and maintenance of armories.

Proviso.

Proviso.

Proviso.

Section 1. Be it enacted, &c., That the sum of four hundred thousand dollars (\$400.000) is hereby specifically appropriated, out of any moneys in the treasury not otherwise appropriated, for the purpose of providing, erecting, managing, and caring for armories, for the use of the National Guard of Pennsylvania; the providing, erection, management, and care of such armories to be under the control of the Armory Board of the State of Pennsylvania: Provided, That not more than ten per centum of the amount appropriated shall be expended for managing and caring for armories owned by the State of Pennsylvania, for insurance of same, and for expense of Armory Board of the State of Pennsylvania: Provided, That the maximum amount to be expended from this appropriation, for the providing or erection of an armory for a company of infantry shall be twenty-five thousand dollars, for the providing or erection of an armory for a battery of artillery or troop of cavalry shall be thirty-five thousand dollars, which shall include the purchase of the necessary ground, where such ground is not donated, and which shall be exclusive of any gift or donation made to or for the benefit of any particular armory: And provided, further, That the Armory Board of the State of Pennsylvania may expend from this appropriation such sums as may be necessary to properly acquire and complete armories that have been erected, or are in course of erection, under the supervision of said Armory Board, the aggregate expenditure not in any case to exceed the maximum named in this act; this appropriation to be paid by the State Treasurer upon the warrant of

the Auditor General, upon properly authorized voucher of said Armory Board.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 503.

AN ACT

Making an appropriation to the Ohio Valley General Hospital.

Section 1. Be it enacted, &c., That the sum of twenty-five thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Ohio Valley General Hospital, for the following purposes, namely:—

For maintenance, the sum of ten thousand dollars, or so much thereof as may be necessary, for the two fiscal years beginning June first, one thousand nine hundred seven.

And the sum of fifteen thousand dollars (\$15,000), or so much thereof as may be necessary, for building purposes.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 504.

AN ACT

Making an appropriation for the erection of a monument or memorial structure on the Battlefield of Gettysburg, in memory of the volunteer soldiers, sailors, and marines from Pennsylvania, who participated in the late Civil War, one thousand eight hundred and sixty-one to one thousand eight hundred and sixty-five.

Section 1. Be it enacted, &c., That immediately after the passage of this act, the Governor of the Commonwealth shall appoint nine citizens of Pennsylvania, all of whom shall have served in the Union Army in the War of the Rebellion, who shall constitute a Commission to be known as the "Gettysburg Battlefield Memorial Commission;" that the Governor shall fill all vacancies that may occur in said Commission. The members of the said Commission shall serve without compensation other than their actual and necessary expenses. They shall select a suitable site on the Gettysburg Battlefield for the erection of a monument, or such other memorial structure as the

Appropriation.

Gettysburg Battlefield Memorial Commission.

Authority and
powers.

Commission shall determine, to commemorate the services of the soldiers of Pennsylvania in that battle. They shall have authority to select and decide upon the design for the said monument or memorial structure, and the material out of which it shall be constructed, and shall have full power to make contracts for its construction; but they shall make no contracts in excess of the appropriation herein made.

\$150,000.

Section 2. For the purpose of carrying out the provisions of this act, the sum of one hundred and fifty thousand dollars, or so much thereof as may be necessary, is hereby specifically appropriated, out of any moneys in the State Treasury not otherwise appropriated. Said appropriation to be paid by the State Treasurer, upon warrants drawn by the Auditor General, from time to time, as the work progresses, upon specifically itemized vouchers approved by the proper officers of the said Commission.

Repeal.

Section 3. The act of Assembly, approved July eighteenth, one thousand nine hundred and one, entitled "An act making an appropriation for the erection of a monument or memorial structure on the Battlefield of Gettysburg, in memory of the volunteer soldiers, sailors, and marines from Pennsylvania, who participated in the late Civil War, one thousand eight hundred and sixty-one to one thousand eight hundred and sixty-five," be and the same is hereby repealed, and the money there appropriated to revert to the State Treasury, as though never appropriated.

Reversion of ap-
propriation.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

—
No. 505.

AN ACT

Making an appropriation for Chester Hospital, at Chester, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of thirty thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Chester Hospital, at Chester, for the two fiscal years beginning June first, one thousand nine hundred and seven; twenty-four thousand dollars of which shall be available for the purpose of maintenance, and six thousand dollars for assisting in the completion, equipment, and furnishing of a separate building, for a maternity ward at said hospital.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the

item appropriating \$6,000 for assisting in the completion, equipment and furnishing of a separate building for a maternity ward at said hospital. I withhold my approval from this item, because of insufficient State revenue.

EDWIN S. STUART.

No. 506.

AN ACT

Making an appropriation to the Lying-in Charity Hospital, Philadelphia.

Section 1. Be it enacted, &c., That the sum of twenty thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Lying-in Charity Hospital, located at Eleventh and Cherry streets, Philadelphia, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance (\$20,000.00). Appropriation.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$18,000. I withhold my approval from the remainder of said appropriation, because of insufficient State revenue.

EDWIN S. STUART.

No. 507.

AN ACT

Making an appropriation to the Kane Summit Hospital Association, of Kane, McKean county, Pennsylvania.

Section 1. Be it enacted, &c., That the following sums of money are hereby specifically appropriated to the Kane Summit Hospital Association, of Kane, McKean county, Pennsylvania; namely,— Appropriation.

For maintenance of said hospital, for the fiscal year beginning June first, nineteen hundred and seven, the sum of six thousand dollars.

For maintenance of said hospital, for the fiscal year beginning June first, nineteen hundred and eight, the sum of six thousand dollars.

For additions and betterments, three thousand dollars.

Section 2. The amounts appropriated for maintenance shall be paid quarterly to the treasurer of said

Hospital Association, on the warrant of the Auditor General in the usual form, and the amount appropriated for additions and betterments shall be available at any time during the two years mentioned in this act.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$6,000 for the purpose of maintenance for the year beginning June 1, 1907. This item is approved in the sum of \$4,500. I withhold my approval from the remainder of said item.

The item appropriating \$6,000 for the purpose of maintenance, for the fiscal year beginning June 1, 1908, is approved in the sum of \$4,500. I withhold my approval from the remainder of said item.

The aforesaid reductions have been made because of insufficient State revenue.

EDWIN S. STUART.

No. 508.

AN ACT

Making an appropriation to the Wills' Eye Hospital, of Philadelphia.

Appropriation.

Section 1. Be it enacted, &c., That the sum of seventy thousand (\$70,000) dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Wills' Eye Hospital, of Philadelphia, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

First. For the purposes of maintenance, thirty thousand dollars (\$30,000.00), or so much thereof as may be necessary.

Second. For the purposes of rebuilding the chemical buildings and operating-rooms, reconstructing the general wards and isolation-rooms, completing and equipping the contagious wards, and establishing and equipping x-ray and pathological laboratories, the sum of forty thousand (\$40,000.00), or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$40,000 for the purpose of rebuilding the chemical buildings and operating rooms, reconstructing and completing the general wards and isolation rooms, completing and equipping the contagious wards, and establishing and equipping x-ray

and pathological laboratories. This item is approved in the sum of \$30,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 509.

AN ACT

Making an appropriation to the Coatesville Hospital.

Section 1. Be it enacted, &c., That the sum of **Appropriation.** seventeen thousand five hundred dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Coatesville Hospital, adjoining the borough of Coatesville, Chester county, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of fifteen thousand (\$15,000) dollars; and two thousand five hundred (\$2,500) dollars, for building purposes: Provided, That no part of the said sum of two thousand five hundred dollars shall become available until the trustees of this institution shall raise a like sum.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$2,500 for building purposes. I withhold my approval from this item, because of insufficient State revenue.

EDWIN S. STUART.

No. 510.

AN ACT

Making an appropriation to the Saint Vincent's Hospital Association, of the city of Erie.

Section 1. Be it enacted, &c., That the sum of **Appropriation.** twenty thousand (\$20,000) dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Saint Vincent's Hospital Association, of Erie, for the purpose of maintenance, for the two fiscal years beginning June first, Anno Domini one thousand nine hundred and seven.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of

\$15,000. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 511.

AN ACT

Making an appropriation to the Franklin City Hospital.

Appropriation.

Section 1. Be it enacted, &c., That the sum of twenty thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Franklin City Hospital, for the following purposes; namely,—

For the purpose of maintenance, the sum of twelve thousand dollars, or so much thereof as may be necessary, for the two fiscal years beginning June first, one thousand nine hundred and seven.

And the further sum of eight thousand dollars, or so much thereof as may be necessary, for building purposes.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$8,000 for building purposes. This item is approved in the sum of \$3,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 512.

AN ACT

To provide revenue by levying a tax upon the shares of stock of companies incorporated under the provisions of section twenty-nine of an act, entitled "An act to provide for the incorporation and regulation of certain corporations," approved April twenty-ninth, one thousand eight hundred and seventy-four, and the supplements thereto; for the insurance of owners of real estate, mortgages, and others interested in real estate, from loss by reason of defective titles, liens, and encumbrances; and of companies entitled to the benefits of, and of companies having any of the powers of, companies entitled to the benefits of an act, entitled "An act conferring upon certain fidelity, insurance, safety deposit, trust, and savings companies the powers and privileges of companies incorporated under the provisions of section twenty-nine of an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved April twenty-ninth, Anno Domini one thousand eight hundred and seventy-four, and of the supplements thereto," approved June twenty-seventh, one thousand eight hundred and ninety-five, commonly known as title insurance or trust companies.

Revenue.

Section 1. Be it enacted, &c., That from and after the passage of this act, every company incorporated

under the provisions of section twenty-nine of an act, entitled "An act to provide for the incorporation and regulation of certain corporations," approved April twenty-ninth, one thousand eight hundred and seventy-four, and its supplements; for the insurance of owners of real estate, mortgages, and others interested in real estate, from loss by reason of defective titles, liens, and incumbrances; and every company entitled to benefits of, and every company having any of the powers of, companies entitled to the benefits of an act, entitled "An act conferring upon certain fidelity, insurance, safety deposit, trust, and savings companies the powers and privileges of companies incorporated under the provisions of section twenty-nine of an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved April twenty-ninth Anno Domini one thousand eight hundred and seventy-four, and of the supplements thereto," approved June twenty-seventh, one thousand eight hundred and ninety-five, commonly known as title insurance, or trust, companies, shall, on or before the twentieth day of June in each and every year, make to the Auditor General a report in writing, verified by the oath or affirmation of the president, secretary, or treasurer, setting forth the full number of shares of the capital stock subscribed for or issued by such company, and the actual value thereof, which shall be ascertained as hereinafter provided; and thereupon it shall be the duty of the Auditor General to assess such shares for taxation at the rate of five mills upon each dollar of the actual value thereof, the actual value of each share of stock to be ascertained and fixed by adding together the amount of capital stock paid in, the surplus and undivided profits, and dividing this amount by the number of shares. The Auditor General shall have the power, and it shall be his duty, in case he shall not be satisfied with the correctness of the report as made by the officers of any such company, to summon the officers of said company to appear before him, upon notice to do so, on a day to be fixed by him, and to bring with them the books of said company for his examination; and he shall have the right to have further evidence to satisfy himself of the correctness of the report made to him on the question of the value of the shares of stock of such company, according to the rule hereinbefore stated. After the Auditor General shall have fixed the value of the shares of stock in any such company by the method hereinbefore provided, and settled an account according to law, he shall thereupon transmit to the president, cashier, or treasurer of such company a copy of such settlement, showing the valuation and assessment so made by him and the amount of tax due the Commonwealth

Taxation of capital stock of certain corporations.

Report to Auditor General.

Assessment for taxation.

Mode of assessment.

Power and duty of Auditor General.

Examination.

Evidence.

Settlement.

Posting of copy.	on all such shares. And it shall be the duty of the president, secretary, or treasurer of any such company, immediately upon the receipt of said settlement, to post the same in a conspicuous place in such company's place of business, so as to give notice to the shareholders of such valuation; and it shall be the duty of the Auditor General to hear any shareholder upon the subject of the valuation of such shares of stock, at the Auditor General's office, within a period of thirty days from the date of said settlement. It shall be the duty of every such company, within a period of forty days after the date of such settlement by the Auditor General, at its option to pay the amount of said tax to the State Treasurer from its general fund, or collect the same from its shareholders and pay over to the State Treasurer: Provided, That if any such company shall fail or refuse to make such report, or to pay such tax, at the time hereinbefore specified, or shall make any false statement in such report, or shall fail or refuse by its officers to appear before the Auditor General upon notice, as aforesaid, or shall fail or refuse to produce its books for examination when required to do so by the Auditor General, he shall, after having ascertained the actual value of each share of the capital stock of such company from the best information he can obtain, add thereto fifty per centum as a penalty, assess the tax as aforesaid, and proceed according to law to collect the same from such company: Provided further, That if the president, cashier, or treasurer of any such company shall neglect or refuse to post a copy of the settlement, in a conspicuous place in such company's place of business, immediately upon the receipt of the same, so as to give notice to the shareholders, such president, cashier, or treasurer shall be adjudged to be in default, and, as a penalty for such default, such company shall be responsible to the Commonwealth for the amount of the tax assessed against the shareholders of such company: And provided further, That in case any such company shall collect annually from the shareholders thereof, or from the general fund of said company, said tax of five mills on the dollar upon the value of all the shares of stock of said company, the value of each share of stock to be ascertained and fixed by adding together so much of the capital stock paid in, the surplus, and undivided profits as is not invested in shares of stock of corporations liable to pay to the Commonwealth a capital stock tax or tax on shares, and dividing this amount by the number of shares of such title insurance or trust company, and pay said tax into the State Treasury, on or before the first day of March in each year, the shares, and so much of the capital stock, surplus, profits, and deposits of such company as shall not be
Hearing granted shareholders.	
Payment.	
Proviso.	
Failure to report, or to pay tax.	
Failure to produce books, etc.	
Penalty.	
Fifty per cent. penalty.	
Proviso.	
Neglect to post copy of settlement.	
Penalty.	
Proviso.	
Annual payment by company.	

invested in real estate, shall be exempt from all other **Exemption.**
taxation under the laws of this Commonwealth.

Section 2. All acts and parts of acts inconsistent **Repeal.**
herewith are hereby repealed.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 513.

AN ACT

Making an appropriation for the public highways of the State,
subject and under the direction of the Department of High-
ways.

Whereas, It is of great benefit to the people of this **Preamble.**
Commonwealth at large, and especially to the rural
sections thereof, that the public highways should be **Public highways.**
further improved and their condition bettered;

And whereas, The appropriation provided for in the
act of May one, one thousand nine hundred and five,
has been exhausted, and applications are already on
file, in accordance with said act, for more moneys than
the State has already appropriated for such purpose;
therefore,—

Section 1. Be it enacted, &c., That the sum of **Appropriation.**
three million dollars be and the same is hereby appro-
priated, to be expended by the State Highway De- **State Highway**
partment, in accordance with the provisions of the **Department.**
act of May one, one thousand nine hundred and five:
Provided, That no more than one million five hundred
thousand dollars shall be expended in any one year:
Provided further, That this appropriation shall in no **Proviso.**
way repeal or alter the appropriation already made
under the provisions of the aforesaid act, but shall be
considered an additional appropriation thereto.

APPROVED—The thirteenth day of June, Anno Domini
one thousand nine hundred and seven, in the sum of
\$1,000,000. I withhold my approval from the re-
mainder of said appropriation because of insufficient
State revenue.

EDWIN S. STUART.

No. 514.

AN ACT

Making an appropriation to the Topographic and Geological Survey of the State in cooperation with the United States Geological Survey, and providing for printing and publishing the results of said survey.

Topographic and
geological survey.

Appropriation.

Proviso.

Publication.

Section 1. Be it enacted, &c., That the sum of thirty thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Commissioners of the Topographic and Geologic Survey of the State of Pennsylvania, for the fiscal year beginning June first, one thousand nine hundred and seven, and the sum of thirty thousand dollars, or so much thereof as may be necessary, for the fiscal year beginning June first, one thousand nine hundred and eight, for the purpose of continuing the topographic and geologic survey of the State, in accordance with and subject to the provisions of an act of Assembly, entitled "An act to authorize the Topographic and Geologic Survey of the State in cooperation with the United States Geological Survey," approved the eleventh day of May, Anno Domini one thousand nine hundred and five: Provided, That the results and investigations of the said survey shall be printed by the Department of Public Printing and Binding, in such form and in such amounts as the said Commissioners may direct.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the following items:

The item appropriating \$30,000 for the fiscal year beginning June 1, 1907, is approved in the sum of \$20,000. I withhold my approval from the remainder of said item.

The item appropriating \$30,000 for the fiscal year beginning June 1, 1908, is approved in the sum of \$20,000. I withhold my approval from the remainder of said item.

The aforesaid reductions have been made because of insufficient State revenue.

EDWIN S. STUART.

No. 515.

AN ACT

To appropriate the sum of fifteen thousand dollars, or so much thereof as may be required, for the purpose of draining Pymatuning Swamp in Crawford County, and improving the highways therein; authorizing the State Highway Department to make a survey of, and decide upon the best method of draining, said swamp, and to let contracts for making channels for draining same, and to draw money from the State Treasury, appropriated for that purpose, to pay therefor.

Whereas, In the construction of the Erie extension of the Pennsylvania Canal, by the Commonwealth of Pennsylvania, in Crawford County, along and through the Pymatuning Swamp, which covers about eight thousand acres of land, dikes and embankments were made that changed the course and dammed streams flowing from, and conducted the flow of water of other streams into, said swamp, which continues to exist since the abandonment of said canal, making the flow of water into said swamp much greater and the drainage thereof much more difficult and expensive than it would have been had the Commonwealth not constructed said canal;

And whereas, There are many miles of highway running through said swamp that it is very expensive to maintain, that would be greatly improved by draining said swamp, now therefore:—

Section 1. Be it enacted, &c., That the sum of fifteen thousand dollars, or so much thereof as may be required, be and the same is hereby appropriated out of the moneys in the Treasury of the Commonwealth, not otherwise appropriated, for the purpose of draining the Pymatuning Swamp in Crawford County and improving the highways therein.

Section 2. The State Highway Department is hereby authorized and directed to make a survey of said Pymatuning Swamp, and decide upon the best course and method of making channels for draining the same and improving the highways therein; to advertise for proposals, and let contracts for making such channels and draining said swamp to the lowest and best bidder, and draw money from the Treasury of the Commonwealth, appropriated by the first section of this act to pay therefor, in the same manner as is now done by law in cases of improvement of highways by the said State Highway Department: Provided, however, That the plans shall be approved by the Water Commission.

Section 3. All acts or parts of acts inconsistent with the provisions of this act be and the same are hereby repealed: Provided, however, That no part of the sum hereby appropriated shall become available

Whereas.

Crawford county.

Drainage, etc., of
Pymatuning
Swamp.

Highways.

Appropriation.

Powers of State
Highway De-
partment.

proviso.

proviso.

until the citizens of said county shall have raised a like amount for improvements of the highways.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$10,000. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 516.

AN ACT

To authorize the building of a dike, or dikes, for the protection of the public road and of the property adjacent to the Delaware River in the borough of Matamoras and in the township of Delaware, and making an appropriation therefor.

Pike county.

Dikes.

Borough of Matamoras.

Section 1. Be it enacted, &c., That the Water Supply Commission of Pennsylvania be and it is hereby authorized to construct a dike, or dikes, along the bank of the Delaware River in the borough of Matamoras, so as to discontinue and prevent the washing away of the public road and river bank, and the overflow of lands in said borough.

Water Supply Commission.

Section 2. The work herein authorized shall be done in accordance with the plans and specifications to be furnished said Water Supply Commission, and submitted to and approved by the State Highway Commissioner.

Section 3. No work shall be done or money expended for the purposes named in this act until the owners of the lands, upon which such dike or dikes shall be built, shall have filed with the Water Supply Commission an instrument in writing granting the State the right to erect and forever maintain the dike or dikes aforesaid, and releasing the State from all damages which may have accrued up to the date of the execution thereof by reason of the washing away of the said public road, river bank, and of the overflow of such lands, and nothing in this act shall be construed as a recognition or assumption of any liability on the part of the State for any damages done by the washing away of said public road, river bank, or the overflow of said lands.

Appropriation.

Section 4. The sum of twenty thousand dollars, or so much thereof as may be necessary, is hereby appropriated for the purposes specified in this act, to be paid by the State Treasurer upon warrants of the Auditor General to the order of the Chairman of the Water Supply Commission of Pennsylvania.

Section 5. This act shall take effect immediately.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$10,000. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 517.

AN ACT

Making an appropriation to the Children's Aid Society of Pennsylvania.

Section 1. Be it enacted, &c., That the sum of forty thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Children's Aid Society of Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of the maintenance and prosecution of its work. Appropriation.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$30,000. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 518.

AN ACT

Making an appropriation to St. John's Orphan Asylum, Philadelphia.

Section 1. Be it enacted, &c., That the sum of seven thousand five hundred dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to St. John's Orphan Asylum, located at Forty-ninth and Wyalusing avenue, Philadelphia, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance. Appropriation.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$5,000. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 519.

AN ACT

Making an appropriation to the Mount Pleasant Memorial Hospital, Mount Pleasant, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of twenty thousand (\$20,000.00) dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Mount Pleasant Memorial Hospital, of Mount Pleasant, for the two fiscal years beginning June first, one thousand nine hundred and seven (1907), for the following purposes; namely,—

For the purpose of maintenance, the sum of fifteen thousand (\$15,000.00) dollars, or so much thereof as may be necessary.

For the purpose of assisting in the erection, construction, and equipment of a laundry, the erection of a heating-plant for the hospital building, fire-escapes and fire protection, the sum of five thousand (\$5,000.00) dollars, or so much thereof as may be necessary. Said appropriation to be paid in accordance with the Act of Assembly in such cases made and provided.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the following items:

The item appropriating \$15,000 for the purpose of maintenance, is approved in the sum of \$14,000. I withhold my approval from the remainder of said item.

The item appropriating \$5,000 for the purpose of assisting in the erection, construction and equipment of a laundry, the erection of a heating plant for the hospital building, fire escapes and fire protection, is approved in the sum of \$4,000. I withhold my approval from the remainder of said item.

The aforesaid reductions have been made because of insufficient State revenue.

EDWIN S. STUART.

No. 520.

AN ACT

Making an appropriation to the Curtis Home for Destitute Women and Children, of the City of Pittsburg, State of Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of six thousand two hundred (\$6,200) dollars, or as much thereof as may be necessary, be and the same is hereby specifically appropriated to the Curtis Home for Destitute Women and Children, of the City of Pittsburg,

State of Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of five thousand (\$5,000) dollars, or as much thereof as may be necessary.

For the purpose of liquidating and paying off the mortgage indebtedness now on the buildings and real estate of the said Home, on Breckenridge avenue, in said city of Pittsburg, the sum of one thousand two hundred (\$1,200) dollars.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$1,200 for the purpose of liquidating and paying off the mortgage indebtedness now on the buildings and real estate of the said Home. I withhold my approval from this item because of insufficient State revenue.

EDWIN S. STUART.

No. 521.

AN ACT

Making an appropriation to the Children's Aid Society of Western Pennsylvania.

Section 1. Be it enacted, &c., That the sum of fifteen thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Children's Aid Society of Western Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance and prosecution of its work. Appropriation.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$12,500. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 522.

AN ACT

Making an appropriation to the Garretson Hospital, of Philadelphia.

Section 1. Be it enacted, &c., That the sum of forty-two thousand five hundred dollars, or as much Appropriation.

thereof as may be necessary, be and the same is hereby specifically appropriated to the Garretson Hospital, of Philadelphia, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of twenty-two thousand five hundred dollars, or so much thereof as may be necessary.

For the purpose of completion, equipment, and furnishing of new hospital building, for the treatment of all general surgical and medical diseases, and accidents, and for the special diseases of the mouth, tongue, jaws, throat, and nose, the sum of twenty thousand dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the following items:

The item appropriating \$22,500 for the purpose of maintenance, is approved in the sum of \$20,000. I withhold my approval from the remainder of said item.

The item appropriating \$20,000 for the purpose of completing, equipping and furnishing the new hospital building, is approved in the sum of \$10,000. I withhold my approval from the remainder of said item.

The aforesaid reductions have been made because of insufficient State revenue.

EDWIN S. STUART.

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No. 523.

AN ACT

Making an appropriation to the Almira Home, of New Castle, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That there be appropriated the sum of seven thousand five hundred (\$7,500.00) dollars, or so much thereof as may be necessary, to the Almira Home, of New Castle, for the two years beginning June first, nineteen hundred and seven, for the purpose of maintenance; and for the purpose of assisting in the completion of a new building, the further sum of five thousand (\$5,000.00) dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$5,000 for the purpose of assisting in the completion of a new building. This item is approved in the sum of \$2,500. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

and pathological laboratories. This item is approved in the sum of \$30,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 509.

AN ACT

Making an appropriation to the Coatesville Hospital.

Section 1. Be it enacted, &c., That the sum of **Appropriation.** seventeen thousand five hundred dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Coatesville Hospital, adjoining the borough of Coatesville, Chester county, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of fifteen thousand (\$15,000) dollars; and two thousand five hundred (\$2,500) dollars, for building purposes: Provided, That no part of the said sum of two thousand five hundred dollars shall become available until the trustees of this institution shall raise a like sum.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$2,500 for building purposes. I withhold my approval from this item, because of insufficient State revenue.

EDWIN S. STUART.

No. 510.

AN ACT

Making an appropriation to the Saint Vincent's Hospital Association, of the city of Erie.

Section 1. Be it enacted, &c., That the sum of **Appropriation.** twenty thousand (\$20,000) dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Saint Vincent's Hospital Association, of Erie, for the purpose of maintenance, for the two fiscal years beginning June first, Anno Domini one thousand nine hundred and seven.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of

\$15,000. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 511.

AN ACT

Making an appropriation to the Franklin City Hospital.

Appropriation.

Section 1. Be it enacted, &c., That the sum of twenty thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Franklin City Hospital, for the following purposes; namely,—

For the purpose of maintenance, the sum of twelve thousand dollars, or so much thereof as may be necessary, for the two fiscal years beginning June first, one thousand nine hundred and seven.

And the further sum of eight thousand dollars, or so much thereof as may be necessary, for building purposes.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$8,000 for building purposes. This item is approved in the sum of \$3,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 512.

AN ACT

To provide revenue by levying a tax upon the shares of stock of companies incorporated under the provisions of section twenty-nine of an act, entitled "An act to provide for the incorporation and regulation of certain corporations," approved April twenty-ninth, one thousand eight hundred and seventy-four, and the supplements thereto; for the insurance of owners of real estate, mortgages, and others interested in real estate, from loss by reason of defective titles, liens, and encumbrances; and of companies entitled to the benefits of, and of companies having any of the powers of, companies entitled to the benefits of an act, entitled "An act conferring upon certain fidelity, insurance, safety deposit, trust, and savings companies the powers and privileges of companies incorporated under the provisions of section twenty-nine of an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved April twenty-ninth, Anno Domini one thousand eight hundred and seventy-four, and of the supplements thereto," approved June twenty-seventh, one thousand eight hundred and ninety-five, commonly known as title insurance or trust companies.

Revenue.

Section 1. Be it enacted, &c., That from and after the passage of this act, every company incorporated

under the provisions of section twenty-nine of an act, entitled "An act to provide for the incorporation and regulation of certain corporations," approved April twenty-ninth, one thousand eight hundred and seventy-four, and its supplements; for the insurance of owners of real estate, mortgages, and others interested in real estate, from loss by reason of defective titles, liens, and incumbrances; and every company entitled to benefits of, and every company having any of the powers of, companies entitled to the benefits of an act, entitled "An act conferring upon certain fidelity, insurance, safety deposit, trust, and savings companies the powers and privileges of companies incorporated under the provisions of section twenty-nine of an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved April twenty-ninth Anno Domini one thousand eight hundred and seventy-four, and of the supplements thereto," approved June twenty-seventh, one thousand eight hundred and ninety-five, commonly known as title insurance, or trust, companies, shall, on or before the twentieth day of June in each and every year, make to the Auditor General a report in writing, verified by the oath or affirmation of the president, secretary, or treasurer, setting forth the full number of shares of the capital stock subscribed for or issued by such company, and the actual value thereof, which shall be ascertained as hereinafter provided; and thereupon it shall be the duty of the Auditor General to assess such shares for taxation at the rate of five mills upon each dollar of the actual value thereof, the actual value of each share of stock to be ascertained and fixed by adding together the amount of capital stock paid in, the surplus and undivided profits, and dividing this amount by the number of shares. The Auditor General shall have the power, and it shall be his duty, in case he shall not be satisfied with the correctness of the report as made by the officers of any such company, to summon the officers of said company to appear before him, upon notice to do so, on a day to be fixed by him, and to bring with them the books of said company for his examination; and he shall have the right to have further evidence to satisfy himself of the correctness of the report made to him on the question of the value of the shares of stock of such company, according to the rule hereinbefore stated. After the Auditor General shall have fixed the value of the shares of stock in any such company by the method hereinbefore provided, and settled an account according to law, he shall thereupon transmit to the president, cashier, or treasurer of such company a copy of such settlement, showing the valuation and assessment so made by him and the amount of tax due the Commonwealth

Taxation of capital stock of certain corporations.

Report to Auditor General.

Assessment for taxation.

Mode of assessment.

Power and duty of Auditor General.

Examination.

Evidence.

Settlement.

Posting of copy.

Hearing granted
shareholders.

Payment.

Proviso.

Failure to report,
or to pay tax.

Failure to produce
books, etc.

Penalty.

Fifty per cent.
penalty.

Proviso.

Neglect to post
copy of settle-
ment.

Penalty.

Proviso.

Annual payment
by company.

on all such shares. And it shall be the duty of the president, secretary, or treasurer of any such company, immediately upon the receipt of said settlement, to post the same in a conspicuous place in such company's place of business, so as to give notice to the shareholders of such valuation; and it shall be the duty of the Auditor General to hear any shareholder upon the subject of the valuation of such shares of stock, at the Auditor General's office, within a period of thirty days from the date of said settlement. It shall be the duty of every such company, within a period of forty days after the date of such settlement by the Auditor General, at its option to pay the amount of said tax to the State Treasurer from its general fund, or collect the same from its shareholders and pay over to the State Treasurer: Provided, That if any such company shall fail or refuse to make such report, or to pay such tax, at the time hereinbefore specified, or shall make any false statement in such report, or shall fail or refuse by its officers to appear before the Auditor General upon notice, as aforesaid, or shall fail or refuse to produce its books for examination when required to do so by the Auditor General, he shall, after having ascertained the actual value of each share of the capital stock of such company from the best information he can obtain, add thereto fifty per centum as a penalty, assess the tax as aforesaid, and proceed according to law to collect the same from such company: Provided further, That if the president, cashier, or treasurer of any such company shall neglect or refuse to post a copy of the settlement, in a conspicuous place in such company's place of business, immediately upon the receipt of the same, so as to give notice to the shareholders, such president, cashier, or treasurer shall be adjudged to be in default, and, as a penalty for such default, such company shall be responsible to the Commonwealth for the amount of the tax assessed against the shareholders of such company: And provided further, That in case any such company shall collect annually from the shareholders thereof, or from the general fund of said company, said tax of five mills on the dollar upon the value of all the shares of stock of said company, the value of each share of stock to be ascertained and fixed by adding together so much of the capital stock paid in, the surplus, and undivided profits as is not invested in shares of stock of corporations liable to pay to the Commonwealth a capital stock tax or tax on shares, and dividing this amount by the number of shares of such title insurance or trust company, and pay said tax into the State Treasury, on or before the first day of March in each year, the shares, and so much of the capital stock, surplus, profits, and deposits of such company as shall not be

invested in real estate, shall be exempt from all other taxation under the laws of this Commonwealth. **Exemption.**

Section 2. All acts and parts of acts inconsistent herewith are hereby repealed. **Repeal.**

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 513.

AN ACT

Making an appropriation for the public highways of the State, subject and under the direction of the Department of Highways.

Whereas, It is of great benefit to the people of this Commonwealth at large, and especially to the rural sections thereof, that the public highways should be further improved and their condition bettered; **Preamble.**
Public highways.

And whereas, The appropriation provided for in the act of May one, one thousand nine hundred and five, has been exhausted, and applications are already on file, in accordance with said act, for more moneys than the State has already appropriated for such purpose; therefore,—

Section 1. Be it enacted, &c., That the sum of three million dollars be and the same is hereby appropriated, to be expended by the State Highway Department, in accordance with the provisions of the act of May one, one thousand nine hundred and five: **Appropriation.**
State Highway Department.
Provided, That no more than one million five hundred thousand dollars shall be expended in any one year: **Proviso.**
Provided further, That this appropriation shall in no way repeal or alter the appropriation already made under the provisions of the aforesaid act, but shall be considered an additional appropriation thereto.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$1,000,000. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 514.

AN ACT

Making an appropriation to the Topographic and Geological Survey of the State in cooperation with the United States Geological Survey, and providing for printing and publishing the results of said survey.

Topographic and
geological survey.

Appropriation.

Proviso.

Publication.

Section 1. Be it enacted, &c., That the sum of thirty thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Commissioners of the Topographic and Geologic Survey of the State of Pennsylvania, for the fiscal year beginning June first, one thousand nine hundred and seven, and the sum of thirty thousand dollars, or so much thereof as may be necessary, for the fiscal year beginning June first, one thousand nine hundred and eight, for the purpose of continuing the topographic and geologic survey of the State, in accordance with and subject to the provisions of an act of Assembly, entitled "An act to authorize the Topographic and Geologic Survey of the State in cooperation with the United States Geological Survey," approved the eleventh day of May, Anno Domini one thousand nine hundred and five: Provided, That the results and investigations of the said survey shall be printed by the Department of Public Printing and Binding, in such form and in such amounts as the said Commissioners may direct.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the following items:

The item appropriating \$30,000 for the fiscal year beginning June 1, 1907, is approved in the sum of \$20,000. I withhold my approval from the remainder of said item.

The item appropriating \$30,000 for the fiscal year beginning June 1, 1908, is approved in the sum of \$20,000. I withhold my approval from the remainder of said item.

The aforesaid reductions have been made because of insufficient State revenue.

EDWIN S. STUART.

No. 515.

AN ACT

To appropriate the sum of fifteen thousand dollars, or so much thereof as may be required, for the purpose of draining Pymatuning Swamp in Crawford County, and improving the highways therein; authorizing the State Highway Department to make a survey of, and decide upon the best method of draining, said swamp, and to let contracts for making channels for draining same, and to draw money from the State Treasury, appropriated for that purpose, to pay therefor.

Whereas, In the construction of the Erie extension of the Pennsylvania Canal, by the Commonwealth of Pennsylvania, in Crawford County, along and through the Pymatuning Swamp, which covers about eight thousand acres of land, dikes and embankments were made that changed the course and dammed streams flowing from, and conducted the flow of water of other streams into, said swamp, which continues to exist since the abandonment of said canal, making the flow of water into said swamp much greater and the drainage thereof much more difficult and expensive than it would have been had the Commonwealth not constructed said canal;

And whereas, There are many miles of highway running through said swamp that it is very expensive to maintain, that would be greatly improved by draining said swamp, now therefore:—

Section 1. Be it enacted, &c., That the sum of fifteen thousand dollars, or so much thereof as may be required, be and the same is hereby appropriated out of the moneys in the Treasury of the Commonwealth, not otherwise appropriated, for the purpose of draining the Pymatuning Swamp in Crawford County and improving the highways therein.

Section 2. The State Highway Department is hereby authorized and directed to make a survey of said Pymatuning Swamp, and decide upon the best course and method of making channels for draining the same and improving the highways therein; to advertise for proposals, and let contracts for making such channels and draining said swamp to the lowest and best bidder, and draw money from the Treasury of the Commonwealth, appropriated by the first section of this act to pay therefor, in the same manner as is now done by law in cases of improvement of highways by the said State Highway Department: Provided, however, That the plans shall be approved by the Water Commission.

Section 3. All acts or parts of acts inconsistent with the provisions of this act be and the same are hereby repealed: Provided, however, That no part of the sum hereby appropriated shall become available

Whereas.

Crawford county.

Drainage, etc., of
Pymatuning
Swamp.

Highways.

Appropriation.

Powers of State
Highway De-
partment.

Provido.

Provido.

until the citizens of said county shall have raised a like amount for improvements of the highways.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$10,000. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 516..

AN ACT

To authorize the building of a dike, or dikes, for the protection of the public road and of the property adjacent to the Delaware River in the borough of Matamoras and in the township of Delaware, and making an appropriation therefor.

Pike county.

Dikes.

Borough of Matamoras.

Section 1. Be it enacted, &c., That the Water Supply Commission of Pennsylvania be and it is hereby authorized to construct a dike, or dikes, along the bank of the Delaware River in the borough of Matamoras, so as to discontinue and prevent the washing away of the public road and river bank, and the overflow of lands in said borough.

Water Supply Commission.

Section 2. The work herein authorized shall be done in accordance with the plans and specifications to be furnished said Water Supply Commission, and submitted to and approved by the State Highway Commissioner.

Section 3. No work shall be done or money expended for the purposes named in this act until the owners of the lands, upon which such dike or dikes shall be built, shall have filed with the Water Supply Commission an instrument in writing granting the State the right to erect and forever maintain the dike or dikes aforesaid, and releasing the State from all damages which may have accrued up to the date of the execution thereof by reason of the washing away of the said public road, river bank, and of the overflow of such lands, and nothing in this act shall be construed as a recognition or assumption of any liability on the part of the State for any damages done by the washing away of said public road, river bank, or the overflow of said lands.

Appropriation.

Section 4. The sum of twenty thousand dollars, or so much thereof as may be necessary, is hereby appropriated for the purposes specified in this act, to be paid by the State Treasurer upon warrants of the Auditor General to the order of the Chairman of the Water Supply Commission of Pennsylvania.

Section 5. This act shall take effect immediately.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$10,000. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 517.

AN ACT

Making an appropriation to the Children's Aid Society of Pennsylvania.

Section 1. Be it enacted, &c., That the sum of forty thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Children's Aid Society of Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of the maintenance and prosecution of its work. Appropriation.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$30,000. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 518.

AN ACT

Making an appropriation to St. John's Orphan Asylum, Philadelphia.

Section 1. Be it enacted, &c., That the sum of seven thousand five hundred dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to St. John's Orphan Asylum, located at Forty-ninth and Wyalusing avenue, Philadelphia, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance. Appropriation.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$5,000. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 519.

AN ACT

Making an appropriation to the Mount Pleasant Memorial Hospital, Mount Pleasant, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of twenty thousand (\$20,000.00) dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Mount Pleasant Memorial Hospital, of Mount Pleasant, for the two fiscal years beginning June first, one thousand nine hundred and seven (1907), for the following purposes; namely,—

For the purpose of maintenance, the sum of fifteen thousand (\$15,000.00) dollars, or so much thereof as may be necessary.

For the purpose of assisting in the erection, construction, and equipment of a laundry, the erection of a heating-plant for the hospital building, fire-escapes and fire protection, the sum of five thousand (\$5,000.00) dollars, or so much thereof as may be necessary. Said appropriation to be paid in accordance with the Act of Assembly in such cases made and provided.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the following items:

The item appropriating \$15,000 for the purpose of maintenance, is approved in the sum of \$14,000. I withhold my approval from the remainder of said item.

The item appropriating \$5,000 for the purpose of assisting in the erection, construction and equipment of a laundry, the erection of a heating plant for the hospital building, fire escapes and fire protection, is approved in the sum of \$4,000. I withhold my approval from the remainder of said item.

The aforesaid reductions have been made because of insufficient State revenue.

EDWIN S. STUART.

No. 520.

AN ACT

Making an appropriation to the Curtis Home for Destitute Women and Children, of the City of Pittsburg, State of Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of six thousand two hundred (\$6,200) dollars, or as much thereof as may be necessary, be and the same is hereby specifically appropriated to the Curtis Home for Destitute Women and Children, of the City of Pittsburg,

State of Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of five thousand (\$5,000) dollars, or as much thereof as may be necessary.

For the purpose of liquidating and paying off the mortgage indebtedness now on the buildings and real estate of the said Home, on Breckenridge avenue, in said city of Pittsburg, the sum of one thousand two hundred (\$1,200) dollars.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$1,200 for the purpose of liquidating and paying off the mortgage indebtedness now on the buildings and real estate of the said Home. I withhold my approval from this item because of insufficient State revenue.

EDWIN S. STUART.

No. 521.

AN ACT

Making an appropriation to the Children's Aid Society of Western Pennsylvania.

Section 1. Be it enacted, &c., That the sum of fifteen thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Children's Aid Society of Western Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance and prosecution of its work. Appropriation.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$12,500. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 522.

AN ACT

Making an appropriation to the Garretson Hospital, of Philadelphia.

Section 1. Be it enacted, &c., That the sum of forty-two thousand five hundred dollars, or as much Appropriation.

thereof as may be necessary, be and the same is hereby specifically appropriated to the Garretson Hospital, of Philadelphia, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of twenty-two thousand five hundred dollars, or so much thereof as may be necessary.

For the purpose of completion, equipment, and furnishing of new hospital building, for the treatment of all general surgical and medical diseases, and accidents, and for the special diseases of the mouth, tongue, jaws, throat, and nose, the sum of twenty thousand dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the following items:

The item appropriating \$22,500 for the purpose of maintenance, is approved in the sum of \$20,000. I withhold my approval from the remainder of said item.

The item appropriating \$20,000 for the purpose of completing, equipping and furnishing the new hospital building, is approved in the sum of \$10,000. I withhold my approval from the remainder of said item.

The aforesaid reductions have been made because of insufficient State revenue.

EDWIN S. STUART.

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No. 523.

AN ACT

Making an appropriation to the Almira Home, of New Castle, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That there be appropriated the sum of seven thousand five hundred (\$7,500.00) dollars, or so much thereof as may be necessary, to the Almira Home, of New Castle, for the two years beginning June first, nineteen hundred and seven, for the purpose of maintenance; and for the purpose of assisting in the completion of a new building, the further sum of five thousand (\$5,000.00) dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$5,000 for the purpose of assisting in the completion of a new building. This item is approved in the sum of \$2,500. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 524.

AN ACT

Making an appropriation to the Woman's Southern Homoeopathic Hospital, of Philadelphia.

Section 1. Be it enacted, &c., That the sum of nine thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Woman's Southern Homoeopathic Hospital, of Philadelphia, at Philadelphia for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance. Appropriation.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$7,000. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 525.

AN ACT

Making an appropriation to the Sanitarium Association of Philadelphia.

Section 1. Be it enacted, &c., That the sum of five thousand (\$5,000) dollars, or so much thereof as may be necessary, be and is hereby specifically appropriated to the Sanitarium Association of Philadelphia, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance. Appropriation.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$2,500. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 526.

AN ACT

Making an appropriation to the Clearfield Hospital.

Section 1. Be it enacted, &c., That the sum of twenty-three thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically Appropriation.

appropriated to the Clearfield Hospital, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of eight thousand dollars (\$8,000.00).

For the purpose of paying the indebtedness on the buildings, and for necessary improvements to be added thereto, the sum of fifteen thousand dollars (\$15,000.00).

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the following items:

The item appropriating \$8,000 for the purpose of maintenance, is approved in the sum of \$4,000. I withhold my approval from the remainder of said item.

The item appropriating \$15,000 for the purpose of paying the indebtedness on the buildings, and for necessary improvements to be added thereto, is approved in the sum of \$6,000. I withhold my approval from the remainder of said item.

The aforesaid reductions have been made, because of insufficient State revenue.

EDWIN S. STUART.

No. 527.

AN ACT

Making an appropriation to the Pennsylvania Society to Protect Children from Cruelty, of Philadelphia.

Appropriation.

Section 1. Be it enacted, &c., That the sum of ten thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Pennsylvania Society to Protect Children from Cruelty, of Philadelphia, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$7,500. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 528.

AN ACT

Making an appropriation to the Christian H. Buhl Hospital, at Sharon, Pennsylvania.

Section 1. Be it enacted, &c., That the sum of **Appropriation** twenty thousand five hundred dollars (\$20,500.00), or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Christian H. Buhl Hospital, at Sharon, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, and salaries of employes of said institution, the sum of fourteen thousand dollars (\$14,000.00), or so much thereof as may be necessary.

For the purpose of assisting in the equipping and furnishing a separate building for a laundry, and for necessary repairs in connection with said hospital, the sum of sixty-five hundred dollars (\$6,500.00).

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$6,500 for the purpose of assisting in the equipping and furnishing a separate building for a laundry and for necessary repairs in connection with said hospital. This item is approved in the sum of \$3,000. I withhold my approval from the remainder of said item, because of insufficient State revenue.

EDWIN S. STUART.

No. 529.

AN ACT

Making an appropriation to the Williamsport Hospital.

Section 1. Be it enacted, &c., That the sum of **Appropriation.** sixty-five thousand dollars (\$65,000.00), or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Williamsport Hospital, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of forty thousand dollars (\$40,000.00), or so much thereof as may be necessary.

For the purpose of additions and repairs, the sum of twenty-five thousand dollars (\$25,000.00), or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$25,000 for the purpose of additions and repairs. This item is approved in the sum of \$15,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 530.

AN ACT

Making an appropriation to the Saint Mary's Hospital, of Philadelphia.

Appropriation.

Section 1. Be it enacted, &c., That the sum of thirty thousand dollars (\$30,000.00), or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Saint Mary's Hospital, of Philadelphia, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of ten thousand (\$10,000.00) dollars, or so much thereof as may be necessary.

For the purpose of erecting a Nurses' Home, the sum of fifteen thousand (\$15,000.00) dollars, or so much thereof as may be necessary.

For the purpose of needed improvements, the sum of five thousand (\$5,000.00) dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the following items:

The item appropriating \$15,000.00 for the purpose of erecting a nurses' home, is approved in the sum of \$10,000.00. I withhold my approval from the remainder of said item.

I withhold my approval from the item appropriating \$5,000.00 for the purpose of improvements.

The aforesaid reductions have been made because of insufficient State revenue.

EDWIN S. STUART.

No. 531.

AN ACT

Making an appropriation to the St. Vincent's Home, to be expended upon the St. Vincent's Maternity Hospital and Infirmary and Charitable Institution for Infants and Foundlings.

Appropriation.

Section 1. Be it enacted, &c., That the sum of ten thousand dollars (\$10,000), or so much thereof as

may be necessary, be and the same is hereby specifically appropriated to the St. Vincent's Home, to be expended upon the St. Vincent's Maternity Hospital and Infirmary and Charitable Institution for Infants and Foundlings, situate at Seventieth street and Woodland avenue in the city of Philadelphia, under the management of the said Home, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of five thousand dollars (\$5,000), or so much thereof as may be necessary.

For the purpose of improving and equipping buildings with the necessary sanitary appliances, the sum of five thousand dollars (\$5,000), or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$5,000 for the purpose of improving and equipping buildings with the necessary sanitary appliances. I withhold by approval from this item because of insufficient State revenue.

EDWIN S. STUART.

No. 532.

AN ACT

Making an appropriation to the Sylvan Heights Home for Orphan Girls, at Harrisburg, Pennsylvania.

Section 1. Be it enacted, &c., That the sum of seven thousand five hundred dollars (\$7,500), or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Sylvan Heights Home for Orphan Girls, at Harrisburg, Pennsylvania, for the two fiscal years beginning June first, nineteen hundred and seven, for the purpose of maintenance. Appropriation.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$6,000. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 533.

AN ACT

Making an appropriation to Saint Christopher's Hospital for Children, for the city of Philadelphia.

Appropriation.

Section 1. Be it enacted, &c., That the sum of twenty thousand dollars (\$20,000) is hereby specifically appropriated to Saint Christopher's Hospital for Children, situate in the city of Philadelphia, for the two fiscal years beginning June first, one thousand nine hundred and seven (1907): fifteen thousand dollars (\$15,000) for the purpose of maintenance, or so much thereof as may be necessary; and five thousand dollars (\$5,000) for the erection of a new laundry, and other necessary improvements to the hospital building, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$5,000 for the erection of a new laundry and other necessary improvements to the hospital building. I withhold my approval from this item because of insufficient State revenue.

EDWIN S. STUART.

 No. 534.

AN ACT

Making an appropriation to the Philadelphia Home for Incurables.

Appropriation.

Section 1. Be it enacted, &c., That the sum of forty-five thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Philadelphia Home for Incurables, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of thirty thousand dollars, or so much thereof as may be necessary.

For the purpose of new buildings, the sum of fifteen thousand dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$15,000 for the purpose of new buildings. This item is approved in the sum of \$5,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 535.

AN ACT

Making an appropriation to Charity Hospital, of Montgomery County, Pennsylvania, located at Norristown.

Section 1. Be it enacted, &c., That the sum of thirty-two thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to Charity Hospital, of Montgomery County, Pennsylvania, located at Norristown, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

Appropriation.

For the purpose of maintenance, the sum of twenty thousand dollars, or so much thereof as may be necessary.

For the purpose of completing the laundry building, and for the installation of a proper heating- and lighting-plant, machinery, and fixtures, the sum of five thousand dollars, or so much thereof as may be necessary.

For the purpose of paying and discharging the indebtedness against said Hospital, created in the erection of the building for the Women's Medical and Surgical and the Children's Wards, the sum of seven thousand dollars, or so much thereof as may be necessary.

The said appropriation to be paid on the warrant of the Auditor General on a settlement made by him and the State Treasurer, but no warrant to be drawn on settlement made until the directors or managers of said institution shall have made, under oath, to the Auditor General a report containing a specifically itemized statement of the income and expenses of said institution, together with a specifically itemized statement of the costs of said Hospital building during the previous quarter, with a cash balance on hand, and the same is approved by him and the State Treasurer, nor until the Treasurer shall have sufficient money in the Treasury, not otherwise appropriated, to pay the quarterly instalments due said Institution; and unexpended balances of sums appropriated for specific purposes shall not be used for other purposes, whether specific or general, and shall revert to the State Treasurer at the close of the two fiscal years.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the following items:

The item appropriating \$20,000 for the purpose of maintenance, is approved in the sum of \$18,000. I withhold my approval from the remainder of said item.

I withhold my approval from the item appropriating \$5,000 for the purpose of completing the laundry building, and for the installation of a proper heating and lighting plant, machinery and fixtures.

The aforesaid reductions have been made, because of insufficient State revenue.

EDWIN S. STUART.

No. 536.

AN ACT

Making an appropriation to the Saint Joseph's Hospital and Dispensary, of Pittsburg.

Appropriation.

Section 1. Be it enacted, &c., That the sum of twenty thousand (\$20,000) dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Saint Joseph's Hospital and Dispensary, of Pittsburg, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of ten thousand (\$10,000) dollars, or so much thereof as may be necessary.

For the purpose of assisting in the erection, completion, and equipment of additional hospital buildings, the sum of ten thousand (\$10,000) dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$10,000 for the purpose of assisting in the erection, completion and equipment of additional hospital buildings. This item is approved in the sum of \$5,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 537.

AN ACT

Making an appropriation to the Home for the Friendless, of the city of Williamsport.

Appropriation.

Section 1. Be it enacted, &c., That the sum of fifteen thousand dollars (\$15,000.00), or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Home for the Friendless, of the city of Williamsport, for the two fiscal years be-

ginning June first, one thousand nine hundred and seven, for the purpose of maintenance.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$12,000. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 538.

AN ACT

Making an appropriation to the Lewistown Hospital, of Lewistown.

Section 1. Be it enacted, &c., That the sum of forty thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Lewistown Hospital, at Lewistown, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, during the fiscal year beginning June first, one thousand nine hundred and seven, the sum of five thousand dollars; for the purpose of maintenance, during the fiscal year beginning June first, one thousand nine hundred and eight, the sum of five thousand dollars.

And for the purpose of assisting in the construction of the hospital buildings, the sum of thirty thousand dollars, or so much thereof as may be necessary: Provided, That no part of the sum, herein appropriated for the construction and equipment of the hospital buildings, shall be paid until the treasurer of said hospital shall have filed with the Auditor General a certificate, under oath, setting forth that the sum of twenty thousand dollars has been subscribed, and paid into the treasury of the hospital, for the purpose of assisting in the construction and equipment of said hospital buildings.

APPROVED—The thirteenth day of June, Anno Domini, one thousand nine hundred and seven, except as to the following items:

The item appropriating \$5,000 for the purpose of maintenance, during the fiscal year beginning June 1, 1907, is approved in the sum of \$4,000. I withhold my approval from the remainder of said item.

The item appropriating \$5,000 for the purpose of maintenance, during the fiscal year beginning June 1, 1908, is approved in the sum of \$4,000. I withhold my approval from the remainder of said item.

The item appropriating \$30,000 for the purpose of assisting in the construction of the hospital building is approved in the sum of \$12,000. I withhold my approval from the remainder of said item.

The aforesaid reductions have been made because of insufficient State revenue.

EDWIN S. STUART.

No. 539.

AN ACT

Making an appropriation to the Mercy Hospital and School for Nurses, in the City of Philadelphia.

Appropriation.

Section 1. Be it enacted, &c., That the sum of fifteen thousand dollars, or as much thereof as may be necessary, be and the same is hereby specifically appropriated to the Mercy Hospital and School for Nurses, in the City of Philadelphia, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$10,000. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 540.

AN ACT

Making an appropriation to the Home of the Good Shepherd, of the county of Allegheny.

Appropriation.

Section 1. Be it enacted, &c., That the sum of six thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Home of the Good Shepherd, of the county of Allegheny, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of six thousand dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$5,000. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 541.

AN ACT

Making an appropriation to the Braddock General Hospital,
Braddock, Pennsylvania.

Section 1. Be it enacted, &c., That the sum of **Appropriation.** forty-five thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Braddock General Hospital, Braddock, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of twenty thousand dollars; eight thousand dollars, for the year beginning June first, one thousand nine hundred and seven; and twelve thousand dollars, for the year beginning June first, one thousand nine hundred and eight.

For the purpose of building an addition to present building, the sum of twenty-five thousand dollars (\$25,000).

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$25,000, for the purpose of building an addition to the present building. This item is approved in the sum of \$15,000. I withhold my approval from the remainder of said item, because of insufficient State revenue.

EDWIN S. STUART.

No. 542.

AN ACT

Making an appropriation to the Nason Hospital, Roaring
Spring, Blair county.

Section 1. Be it enacted, &c., That the sum of **Appropriation.** thirteen thousand (\$13,000) dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Nason Hospital, Blair county, for the two fiscal years beginning June first, one thousand nine hundred and seven.

For the purpose of maintenance, the sum of ten thousand (\$10,000) dollars, or so much thereof as may be necessary. For the purpose of steam-laundry, power for the elevator, new refrigerator, painting, spouting, and general repairs, also a contagious disease ward, the sum of three thousand (\$3,000) dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$3,000 for the purpose of erecting a contagious disease ward. This item is approved in the sum of \$1,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 543.

AN ACT

Making an appropriation to the Boys' Industrial Home of Western Pennsylvania, located at Oakdale, Allegheny county.

Appropriation.

Section 1. Be it enacted, &c., That the sum of nine thousand five hundred dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Boys' Industrial Home of Western Pennsylvania, located at Oakdale, Allegheny county, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of seven thousand dollars, or so much thereof as may be necessary.

For the purpose of assisting in the purchase of additional land and the erection of a school building, the sum of two thousand five hundred dollars, or so much thereof as may be necessary: Provided, however, That no part of the sum of two thousand five hundred dollars, hereby appropriated for the purpose of assisting in the purchase of additional land and the erection of a school building, until the trustees of this institution shall have obtained a perfect title to said land.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the following items:

The item appropriating \$7,000 for the purpose of maintenance is approved in the sum of \$5,000. I withhold my approval from the remainder of said item.

I withhold my approval from the item appropriating \$2,500 for the purpose of erecting a school building and for the purchase of additional land.

The aforesaid reductions have been made because of insufficient State revenue.

EDWIN S. STUART.

No. 544.

AN ACT

Making an appropriation to the North General Hospital and Sanitarium, located at Austin, Pennsylvania.

Section 1. Be it enacted, &c., That the sum of eight thousand dollars (\$8,000), or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the North Pennsylvania General Hospital and Sanitarium, of Austin, for the period of two fiscal years beginning June first, one thousand nine hundred and seven, for the maintenance of said hospital. Appropriation.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$5,000. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

 No. 545.

AN ACT

Making an appropriation to the Saint Luke's Homeopathic Hospital, of Philadelphia.

Section 1. Be it enacted, &c., That the sum of forty thousand dollars (\$40,000), or so much thereof as may be necessary, be and the same is hereby specifically appropriated to Saint Luke's Homeopathic Hospital, of Philadelphia, for the two fiscal years beginning June first, one thousand nine hundred and seven; twenty thousand dollars (\$20,000) for the purpose of maintenance, and the further sum of twenty thousand dollars (\$20,000) for equipment and furnishing of buildings. Appropriation.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$20,000 for equipment and furnishing of buildings. This item is approved in the sum of \$15,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 546.

AN ACT

Making an appropriation to the Christian Home for Women,
situate in Allegheny City, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of six thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Christian Home for Women, situate in Allegheny City, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance.

APPROVED—The thirteenth day of June, Anno Domini, one thousand nine hundred and seven, in the sum of \$4,000. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 547.

AN ACT

Making an appropriation to Saint Vincent's Home, Philadelphia.

Appropriation.

Section 1. Be it enacted, &c., That the sum of ten thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to Saint Vincent's Home, located at Twentieth and Race Streets, Philadelphia, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$8,000. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 548.

AN ACT

Making an appropriation to the American Oncologic Hospital
at Philadelphia.

Appropriation.

Section 1. Be it enacted, &c., That the sum of thirty thousand dollars (\$30,000.00), or so much thereof as may be necessary, be and the same is hereby speci-

fically appropriated to the American Oncologic Hospital, at Philadelphia, for the two fiscal years beginning June first, one thousand nine hundred and seven (1907), for the following purposes; namely,—

For the purpose of maintenance, the sum of twenty thousand dollars (\$20,000.00), or so much thereof as may be necessary.

For the purpose of completing the equipment of the Pathological Laboratory, the Electric and Roetgen-Ray Plants, and further equipping the Hospital, the sum of ten thousand dollars (\$10,000.00), or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$10,000 for the purpose of completing the equipment of the Pathological Laboratory, the electric and Roetgen-Ray plants and further equipping the hospital. I withhold my approval from the said item because of insufficient State revenue.

EDWIN S. STUART.

No. 549.

AN ACT

Making an appropriation to Saint Timothy's Hospital and Home of Mercy, Roxborough, Philadelphia, Pennsylvania.

Section 1. Be it enacted, &c., That the following sums, or so much thereof as may be necessary, be and the same are hereby appropriated to Saint Timothy's Hospital and House of Mercy, Roxborough, Philadelphia, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven:—

Appropriation.

For maintenance, the sum of twenty-five thousand dollars.

For installing, in laundry building, laundry machinery and other equipment, twenty-five hundred dollars.

For permanent improvements to administration building, heat, ventilation, windows, et cetera, fifteen hundred dollars.

For X-ray apparatus, and instruments for the pathological laboratory, one thousand dollars.

Said appropriation to be paid in accordance with the provisions of an act of Assembly approved March fifteen, one thousand eight hundred and ninety-one.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$25,000 for the purpose of maintenance. This item is approved in the sum of

\$20,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 550.

AN ACT

Making an appropriation to the Warren Emergency Hospital,
of Warren, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of twenty-two thousand (\$22,000) dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Warren Emergency Hospital, of Warren, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of twelve thousand (\$12,000) dollars, or so much thereof as may be necessary.

For the purpose of assisting in the erection of an addition to the main building, a solarium, and of a laundry and equipment for same, the sum of ten thousand (\$10,000) dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$10,000 for the purpose of assisting in the erection of an addition to the main building, a solarium and of a laundry and equipment for the same. This item is approved in the sum of \$3,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 551.

AN ACT

Making an appropriation to the Philadelphia Museums.

Appropriation.

Section 1. Be it enacted, &c., That the sum of one hundred thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Philadelphia Museums, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For permanent improvements to buildings, fifty

thousand dollars, or so much thereof as may be necessary.

For the preparation and installation of exhibits, twenty-five thousand dollars, or so much thereof as may be necessary.

For the further distribution of educational collections among the public schools of this Commonwealth, twenty-five thousand dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the following items:

The item appropriating \$50,000 for improvements to buildings is approved in the sum of \$25,000. I withhold my approval from the remainder of said item.

The item appropriating \$25,000 for the purpose of distributing educational collections is approved in the sum of \$20,000. I withhold my approval from the remainder of said item.

The aforesaid reductions have been made because of insufficient State revenue.

EDWIN S. STUART.

No. 552.

AN ACT

Making an appropriation to the McKeesport Hospital, McKeesport, Pennsylvania.

Section 1. Be it enacted, &c., That the sum of seventy-seven thousand five hundred dollars (\$77,500.00), or so much thereof as may be necessary, be and the same is hereby specifically appropriated to McKeesport Hospital, McKeesport, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

Appropriation.

For the purpose of maintenance, the sum of forty thousand dollars (\$40,000.00).

For the purpose of erecting a new building for extensions to medical and surgical wards, the sum of twenty-five thousand dollars (\$25,000.00).

For the purpose of furnishing and equipping the same, the sum of seven thousand five hundred dollars (\$7,500.00).

For the purpose of erecting an ambulance stable, the sum of two thousand five hundred dollars (\$2,500.00).

For the purpose of paving the roadway and grading the same the sum of two thousand five hundred dollars (\$2,500.00).

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except

as to the item appropriating \$25,000 for the purpose of erecting a new building for extensions to medical and surgical wards. This item is approved in the sum of \$13,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 553.

AN ACT

Making an appropriation to the Simon H. Barnes Memorial Hospital, of Susquehanna, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of eight thousand dollars, or so much thereof as may be necessary, is hereby specifically appropriated to the Simon H. Barnes Memorial Hospital, of Susquehanna, for the following purposes; namely,—

For the support and maintenance of said hospital, for the two years beginning June first, one thousand nine hundred and six, three thousand dollars (\$3,000).

For enlarging and refitting, and more equipment, five thousand dollars (\$5,000), or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$5,000 for enlarging, refitting and more equipment. This item is approved in the sum of \$2,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 554.

AN ACT

Making an appropriation to Emergency Hospital, Carbondale, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of twenty-six thousand six hundred dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to Emergency Hospital, Carbondale City, for the two fiscal years beginning June first, one thousand nine hundred and seven (1907), for the following purposes; namely,—

The sum of eighteen thousand dollars, or so much thereof as may be necessary, for the purpose of maintenance.

The sum of four thousand dollars, for work required on main hospital building, including new roof, new porches, and an elevator, and painting the entire structure.

The sum of three thousand dollars, or so much thereof as may be necessary, for the purchase of and installing an electric lighting plant.

The sum of sixteen hundred dollars, or so much thereof as may be necessary, to purchase and equip a laundry plant.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the following items:

I withhold my approval from the item appropriating \$4,000 for work required on main hospital building, including new roof, porches and an elevator, and painting the entire structure.

The item appropriating \$3,000 for the purpose of purchasing and installing an electric lighting plant, is approved in the sum of \$1,000. I withhold my approval from the remainder of said item.

The item appropriating \$1,600 for the purpose of purchasing and equipping a laundry plant, is approved in the sum of \$1,000. I withhold my approval from the remainder of said item.

The aforesaid reductions have been made because of insufficient State revenue.

EDWIN S. STUART.

No. 555.

AN ACT

Making an appropriation to the Philadelphia Polyclinic and College for Graduates in Medicine.

Section 1. Be it enacted, &c., That the sum of **Appropriation.** eighty thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Philadelphia Polyclinic and College for Graduates in Medicine, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of forty-five thousand dollars (\$45,000.00).

For the purpose of assisting in the erection and furnishing of a new clinic building, as an addition to the hospital; for the equipment of accident and emergency wards; for the installation of a cold-storage system, and for such other repairs and alterations as may be necessary, the sum of thirty-five thousand dollars (\$35,000.00).

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$35,000 for the purpose of assisting in the erection and furnishing of a new clinic building, as an addition to the hospital, for the equipment of accident and emergency wards, for the installation of a cold storage system and for repairs and alterations. This item is approved in the sum of \$25,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 556.

AN ACT

Making an appropriation to the Pittsburg Home for Babies, of Pittsburg.

Appropriation.

Section 1. Be it enacted, &c., That the sum of three thousand five hundred (\$3,500.00) dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Pittsburg Home for Babies, of Pittsburg, Pennsylvania, for the purpose of maintenance, for the two fiscal years beginning June first, one thousand nine hundred and seven; and the further sum of one thousand dollars, for buildings, alterations, and repairs.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the following items:

The item appropriating \$3,500 for the purpose of maintenance is approved in the sum of \$3,000. I withhold my approval from the remainder of said item.

I withhold my approval from the item appropriating \$1,000 for the purpose of buildings, alterations and repairs.

The aforesaid reductions have been made because of insufficient State revenue.

EDWIN S. STUART.

No. 557.

AN ACT

Making an appropriation to the Samaritan Hospital, of Philadelphia.

Appropriation.

Section 1. Be it enacted, &c., That the sum of eighty thousand dollars, or so much thereof as may

be necessary, be and the same is hereby specifically appropriated to the Samaritan Hospital, of Philadelphia, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of forty thousand dollars, or so much thereof as may be necessary.

For the purpose of assisting in the erection, completion, and equipment of additional hospital buildings, the sum of forty thousand dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$40,000 for the purpose of assisting in the erection, completion and equipment of additional hospital buildings. This item is approved in the sum of \$10,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 558.

AN ACT

Making an appropriation to the Howard Hospital and Infirmary for Incurables, of Philadelphia.

Section 1. Be it enacted, &c., That the following sums, or so much thereof as may be necessary, be and the same are hereby specifically appropriated to the Howard Hospital and Infirmary for Incurables, located in the city of Philadelphia, State of Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven; namely,—

For the purpose of maintenance, the sum of ten thousand (\$10,000) dollars, or so much thereof as may be necessary.

For the purpose of erecting a new building, as an annex to the present hospital building, the sum of ten thousand (\$10,000) dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$10,000 for the purpose of erecting a new building as an annex to the present hospital building. This item is approved in the sum of \$5,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 559.

AN ACT

Making an appropriation to the Berwick Hospital.

Appropriation.

Section 1. Be it enacted, &c., That the sum of four thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Berwick Hospital, in the borough of Berwick, Columbia county, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$2,000. I withhold my approval from the remainder of said appropriation, because of insufficient State revenue.

EDWIN S. STUART.

No. 560.

AN ACT

Making an appropriation to the Joseph Ratti Hospital, located at Bloomsburg, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of four thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Joseph Ratti Hospital, at Bloomsburg, Pennsylvania, for the two fiscal years beginning June first, Anno Domini one thousand nine hundred and seven, for the purpose of maintenance.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$3,000. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 561.

AN ACT

Making an appropriation to the Altoona Hospital.

Appropriation.

Section 1. Be it enacted, &c., That the sum of fifty thousand (\$50,000.00) dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Altoona Hospital, for the

two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of thirty-five thousand (\$35,000.00) dollars, or so much thereof as may be necessary.

For the purpose of the reconstruction and enlargement of the building now occupied by the men's surgical ward, the construction of a second story to the building now occupied by the men's medical ward, and repairs and improvements to the hospital buildings, the sum of fifteen thousand (\$15,000.00) dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$15,000 for the purpose of the re-construction and enlargement of the building now occupied by the men's surgical ward, the construction of a second story to the building now occupied by the men's medical ward, and repairs and improvements to the hospital buildings. This item is approved in the sum of \$10,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 562.

AN ACT

Making an appropriation to the West Philadelphia General Homeopathic Hospital and Dispensary.

Section 1. Be it enacted, &c., That the sum of twenty-five thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to West Philadelphia General Homeopathic Hospital and Dispensary, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of ten thousand dollars, or so much thereof as may be necessary.

For the purpose of assisting in the erection, completion, equipment and furnishing of an additional hospital building, the sum of fifteen thousand dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$15,000 for the purpose of assisting in the erection, completion, equipment

and furnishing of an additional hospital building. This item is approved in the sum of \$5,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 563.

AN ACT

Making an appropriation to the Woman's Hospital, of Philadelphia.

Appropriation.

Section 1. Be it enacted, &c., That the sum of fifty thousand dollars be and the same is hereby specifically appropriated to the Woman's Hospital, of Philadelphia, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$40,000. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 564.

AN ACT

Making an appropriation for the payment of the cost of rebuilding bridges destroyed by flood or wind storm, and to carry out the provisions of the act of April twenty-first, one thousand nine hundred and three.

Appropriation.

Bridges destroyed
by flood or wind
storm.

Section 1. Be it enacted, &c., That the sum of one million five hundred thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the payment of the cost of rebuilding bridges destroyed by flood or wind storm, and to carry out the provisions of the act of April twenty-first, one thousand nine hundred and three: Providing, That the aggregate sum shall not exceed seven hundred and fifty thousand dollars in any one year,—for the two fiscal years beginning June first, one thousand nine hundred and seven.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$1,000,000. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 565.

AN ACT

Making an appropriation to the Women's Homoeopathic Association of Pennsylvania.

Section 1. Be it enacted, &c., That the sum of forty thousand dollars (\$40,000), or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Women's Homoeopathic Association of Pennsylvania, for the following purposes, for the two fiscal years beginning June first, one thousand nine hundred and seven:—

The sum of twenty thousand dollars (\$20,000), towards the maintenance of its hospitals, for the two fiscal years beginning June first, Anno Domini one thousand nine hundred and seven.

Twenty thousand dollars (\$20,000), for the completion, furnishing, and heating of the building now being erected for the treatment of men and children.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$20,000 for the completion, furnishing and heating of the building now being erected for the treatment of men and children. This item is approved in the sum of \$15,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 566.

AN ACT

Making an appropriation to the Greenville Hospital, of Greenville.

Section 1. Be it enacted, &c., That the sum of nine thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Greenville Hospital, at Greenville, for two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes:—

For the purpose of maintenance, the sum of five thousand (\$5,000.00) dollars, or so much thereof as may be necessary.

For the purpose of assisting in discharging the expenses of enlarging and remodelling the building recently purchased for the use of said hospital, in the borough of Greenville, four thousand dollars (\$4,000.00), or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$4,000 for the purpose of assisting in discharging the expenses of enlarging and remodelling the building recently purchased for the use of said hospital. I withhold my approval from this item because of insufficient State revenue.

EDWIN S. STUART.

No. 567.

AN ACT

Making an appropriation to the Grand View Institution, for the care and treatment of poor consumptives, Oil City, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of fourteen thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Grand View Institution, for the two fiscal years beginning June first, one thousand nine hundred seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of seven thousand dollars, or so much thereof as may be necessary.

For the purpose of construction and erection of a new dining-room, kitchen, laundry, and infirmaries, to take the place of the one lost by fire August, one thousand nine hundred and six, the sum of seven thousand dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$7,000 for the purpose of construction and erection of a new dining-room, kitchen, laundry and infirmaries. I withhold my approval from said item because of insufficient State revenue.

EDWIN S. STUART.

No. 568.

AN ACT

Making an appropriation to the Orphan Asylum of the Holy Family, located at Emsworth, Allegheny county, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of twenty thousand dollars (\$20,000), or so much thereof as may

be necessary, be and the same is hereby specifically appropriated to the Orphan Asylum of the Holy Family, located at Censmore, Allegheny county, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$10,000. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 569.

AN ACT

Making an appropriation to the Butler County General Hospital located at Butler, Pennsylvania.

Section 1. Be it enacted, &c., That the sum of thirty thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Butler County General Hospital, located at Butler, Butler county, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of fifteen thousand dollars (\$15,000), or so much thereof as may be necessary.

For the purpose of assisting in the erection, completion, equipment, and furnishing of additional hospital buildings, the sum of fifteen thousand dollars (\$15,000), or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the following items:

The item appropriating \$15,000 for the purpose of maintenance is approved in the sum of \$10,000. I withhold my approval from the remainder of said item.

The item appropriating \$15,000 for the purpose of assisting in the erection, completion, equipment and furnishing of additional hospital buildings, is approved in the sum of \$10,000. I withhold my approval from the remainder of said item.

The aforesaid reductions have been made, because of insufficient State revenue.

EDWIN S. STUART.

No. 570.

AN ACT

Making an appropriation to Westmoreland Hospital Association, of Greensburg, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of forty-five thousand dollars (\$45,000.00), or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Westmoreland Hospital Association, of Greensburg, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of forty thousand dollars, or so much thereof as may be necessary.

For the purpose of assisting in the purchase of additional ground, the erection of a new building for patient's receiving-room, and laboratory, and for fire-escapes, the sum of five thousand dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$40,000 for the purpose of maintenance. This item is approved in the sum of \$30,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

 No. 571.

AN ACT

Making an appropriation to the Mount Sinai Hospital, of Philadelphia.

Appropriation.

Section 1. Be it enacted, &c., That the sum of thirty-five thousand dollars (\$35,000.00), or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Mount Sinai Hospital, of Philadelphia, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the erection and construction of a receiving-house for accident and emergency cases, and dispensary building, including a ward-room for accident and surgical cases, and for the erection and construction of a fire-tower and elevator, and necessary alterations to the third and fourth floor of the present building, so that they can be used for patients, the sum

of fifteen thousand dollars, or so much thereof as may be necessary.

For the maintenance and support of said hospital, for the two fiscal years beginning June first, one thousand nine hundred and seven, the sum of twenty thousand dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$15,000 for the erection and construction of a receiving house for accident and emergency cases and dispensary building, including a ward-room for accident and surgical cases, and for the erection and construction of a fire tower and elevator and necessary alterations to the third floor and the fourth floor of the present building. This item is approved in the sum of \$5,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 572.

AN ACT

Making an appropriation to the Miners' Hospital of Northern Cambria, at Spangler, in Cambria county.

Section 1. Be it enacted, &c., That the sum of sixteen thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Miners' Hospital of Northern Cambria, at Spangler, in Cambria county, for the two fiscal years beginning June one, one thousand nine hundred and seven, for the purpose of assisting in the equipment, furnishing, and maintaining of a hospital for the care and treatment of injured or sick miners, and other injured or sick persons, the said appropriation to be divided for the following purposes:—

For maintenance of hospital, for the fiscal year beginning June one, one thousand nine hundred and seven, the sum of three thousand dollars.

For maintenance of hospital, for the fiscal year beginning June one, one thousand nine hundred and eight, the sum of five thousand dollars.

For the purpose of assisting in erecting and equipping the building now in process of erection, the sum of eight thousand dollars:

Provided, That no part of this appropriation shall be paid by the State Treasurer until a hospital association shall have been regularly chartered under the laws of this Commonwealth, nor until the mana-

Appropriation.

Proviso.

gers of said hospital association shall have certified, under oath, to the Auditor General that the sum of at least five thousand dollars has been subscribed, and paid in cash or its equivalent, used in the erection and furnishing of the said hospital building:

Proviso.

And provided, That no part of this appropriation shall be paid by the State Treasurer until there has been filed by the managers of said hospital association, with the Auditor General, plans and specifications of said building, approved by the State Board of Charities, and of all the equipment and furniture therefor, together with evidence that the said building has been completed in accordance with the plans and specifications, and that the same has been properly furnished with the necessary equipment and furniture required for such an institution, and that the title to the land on which the said hospital building is erected is vested in said corporation; and the final payment of said appropriation shall be withheld until the Auditor General shall be satisfied, by the personal inspection by officials of his Department, that the terms of this act have been fully complied with, and the said building has been completed, and the sum of eight thousand dollars has been expended in securing the title to said land, the completion of said building, and the equipping and furnishing of same for use, for the purposes herein set forth.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the following items:

The item appropriating \$3,000 for the purpose of maintenance for the fiscal year beginning June 1, 1907, is approved in the sum of \$2,000. I withhold my approval from the remainder of said item.

The item appropriating \$5,000 for the purpose of maintenance for the fiscal year beginning June 1, 1908, is approved in the sum of \$3,000. I withhold my approval from the remainder of said item.

The item appropriating \$8,000 for the purpose of assisting in erecting and equipping a building now in process of erection, is approved in the sum of \$3,000. I withhold my approval from the remainder of said item.

The aforesaid reductions have been made because of insufficient State revenue.

EDWIN S. STUART.

No. 573.

AN ACT

Making an appropriation to Saint Vincent's Orphans' Asylum,
of Tacony, Philadelphia.

Section 1. Be it enacted, &c., That the sum of five thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to Saint Vincent's Orphans' Asylum, of Tacony, Philadelphia, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance. Appropriation.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$3,000. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 574.

AN ACT

Making an appropriation to the Industrial Home for Crippled
Children, at Pittsburg, Pennsylvania.

Section 1. Be it enacted, &c., That the sum of ten thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Industrial Home for Crippled Children, at Pittsburg, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purposes of maintenance for the two fiscal years beginning June first, one thousand nine hundred and seven. Appropriation.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$8,000. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 575.

AN ACT

Making an appropriation to the Children's Homoeopathic Hos-
pital, of Philadelphia.

Section 1. Be it enacted, &c., That the sum of eighty thousand dollars, or so much thereof as may be neces- Appropriation.

sary, be and the same is hereby specifically appropriated to the Children's Homoeopathic Hospital, of Philadelphia, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of thirty thousand dollars, or so much thereof as may be necessary.

For the purpose of erecting new hospital buildings, the sum of fifty thousand dollars, or so much thereof as may be necessary:

Provided, That no part of the appropriation for new buildings shall be paid by the State Treasurer until there shall have been filed with the Auditor General plans and specifications of said buildings, approved by the State Board of Charities, and of all the equipment and furniture therefor, together with the contracts in writing, in satisfactory form, with good and sufficient securities, duly executed by responsible contractors for the entire erection, completion, equipment, and furnishing of said buildings, in accordance with the provisions of this act; and the final payment of said appropriation shall be withheld until the Auditor General shall be satisfied, by a personal inspection by officials of his department, that the terms of this act have been complied with, and that the said buildings have been completed, equipped, and furnished, ready for use, within the amount of the said appropriation.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$50,000, for the purpose of erecting new hospital buildings. This item is approved in the sum of \$25,000. I withhold my approval from the remainder of said item, because of insufficient State revenue.

EDWIN S. STUART.

No. 576.

AN ACT

Making an appropriation to the Children's Aid Society of Westmoreland county, at Greensburg, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of ten thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Children's Aid Society of Westmoreland county, for the two fiscal years commencing June first, Anno Domini nineteen hundred and seven, for the purpose of maintenance.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$9,000. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 577.

AN ACT

Making an appropriation to the Latrobe Hospital, Latrobe, Pennsylvania.

Section 1. Be it enacted, &c., That the sum of seven thousand five hundred dollars (\$7,500), or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Latrobe Hospital, of Latrobe, for the two fiscal years beginning June first, one thousand nine hundred and seven (1907), for the following purposes; namely,—

For the purpose of maintenance, the sum of two thousand five hundred dollars (\$2,500), or so much thereof as may be necessary.

For the purpose of assisting in the erection, construction, and equipment of the hospital building, the sum of five thousand dollars (\$5,000), or so much thereof as may be necessary.

Said appropriation to be paid in accordance with the act of Assembly in such cases made and provided.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the following item:—

The item appropriating \$5,000 for the purpose of assisting in the erection, construction and equipment of the hospital building. This item is approved in the sum of \$1,500. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 578.

AN ACT

Making an appropriation to the Markleton Free Hospital.

Section 1. Be it enacted, &c., That the sum of twenty-two thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Markleton Free Hospital, for

Appropriation.

the two fiscal years beginning June first, one thousand nine hundred and seven, to be applied as follows:—

For the purpose of maintaining and treating indigent patients, residents of Pennsylvania, free of charge, the sum of twenty thousand dollars, or so much thereof as may be necessary; the said appropriation to be paid on the warrant of the Auditor General, on a settlement made by him and the State Treasurer; but no warrant shall be drawn or settlement made until the directors or trustees or managers of the said hospital shall have made, under oath, to the Auditor General a quarterly report containing the actual number of free patients maintained and treated in said hospital during the quarter, and showing the actual time each patient was treated and cared for in said hospital.

For the purpose of equipment, betterment, or repairs generally to the said hospital, the sum of two thousand dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the following items:

The item appropriating \$20,000 for the purpose of maintenance, is approved in the sum of \$12,000. I withhold my approval from the remainder of said item.

I withhold my approval from the item appropriating \$2,000 for the purpose of equipment, betterment or repairs generally.

The aforesaid reductions have been made because of insufficient State revenue.

EDWIN S. STUART.

No. 579.

AN ACT

Making an appropriation to the Industrial Home for Colored Girls, of Pittsburg, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of five thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Industrial Home for Colored Girls, of Pittsburg, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of two thousand dollars, or so much thereof as may be necessary.

For the purpose of building, the sum of three thousand dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$3,000 for the purpose of building. This item is approved in the sum of \$1,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 580.

AN ACT

Making an appropriation to the Home of Industry for Discharged Prisoners, of the city of Philadelphia and State of Pennsylvania.

Section 1. Be it enacted, &c., That the sum of seven thousand dollars, or so much thereof as may be necessary, be and the same is hereby appropriated to the Home of Industry for Discharged Prisoners, of the city of Philadelphia and State of Pennsylvania, for the following purposes, for the two fiscal years beginning June first, one thousand nine hundred and seven; namely,—

For the purpose of maintenance, five thousand dollars (\$5,000.00), or so much thereof as may be necessary.

For improvements, increased facilities, and repairs, two thousand dollars (\$2,000.00), or so much thereof:

Provided, That the sums hereby appropriated shall not be paid if, at any time during the said two years, satisfactory evidence shall be produced to the Auditor General that articles manufactured are being sold at less than the open market price.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$2,000 for improvements, increased facilities and repairs. I withhold my approval from said item because of insufficient State revenue.

EDWIN S. STUART.

No. 581.

AN ACT

Making an appropriation to the Institution of Protestant Deaconesses, for use of the Passavant Hospital, of Pittsburg, Pennsylvania.

Section 1. Be it enacted, &c., That the sum of ten thousand dollars, or so much thereof as may be neces-

Appropriation.

Appropriation.

sary, be and the same is hereby specifically appropriated to the Institution of Protestant Deaconesses, for the use of the Passavant Hospital, at Pittsburg, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance of said The Passavant Hospital, the sum of ten thousand dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$5,000. I withhold my approval from the remainder of said appropriation, because of insufficient State revenue.

EDWIN S. STUART.

No. 582.

AN ACT

Making an appropriation to the Medical and Surgical Department of the Western Pennsylvania Hospital, of Pittsburg.

Appropriation.

Section 1. Be it enacted, &c., That the sum of one hundred and twenty-five thousand dollars (\$125,000.00), or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the medical and surgical department of the Western Pennsylvania Hospital, of Pittsburg, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 583.

AN ACT

Making an appropriation to Saint John's General Hospital, of Allegheny City.

Appropriation.

Section 1. Be it enacted, &c., That the sum of twenty-five thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to Saint John's General Hospital, of Allegheny City, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance.

And the further sum of twenty thousand dollars be and the same is hereby specifically appropriated to the said hospital, for the purpose of defraying, in part, the cost of the new building just erected, and for making additions thereto: Provided, however, That no part of the sum of twenty thousand dollars hereby appropriated for the purpose of defraying the cost, in part, of the new building just erected, and for making additions thereto, until the trustees of this institution shall have raised a like sum. Proviso.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$20,000 for the purpose of defraying in part the cost of the new building just erected and for making additions thereto. This item is approved in the sum of \$10,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 584.

AN ACT

Making an appropriation to the Canonsburg General Hospital,
at Canonsburg, Pennsylvania.

Section 1. Be it enacted, &c., That the sum of five thousand dollars, or as much thereof as may be necessary, be and the same is hereby specifically appropriated to the Canonsburg General Hospital, at Canonsburg, Pennsylvania, for the two fiscal years commencing June first, one thousand nine hundred and seven, for the following purposes; namely,— Appropriation.

For the purpose of maintenance, the sum of three thousand dollars, or so much thereof as may be necessary.

For the purpose of the erection and furnishing an addition to the hospital building, the sum of two thousand dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$2,000 for the purpose of the erection and furnishing an addition to the hospital building. I withhold my approval from this item, because of insufficient State revenue.

EDWIN S. STUART.

No. 585.

AN ACT

Making an appropriation of ten thousand dollars to the Wayne County Hospital Association, for the construction and equipment of a hospital at Honesdale, Wayne county, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of ten thousand dollars be and the same is hereby specifically appropriated to the Wayne County Hospital Association, for the construction and equipment of a hospital at Honesdale, in Wayne county.

Section 2. Before any part of this appropriation is drawn from the Treasury, the Wayne County Hospital Association shall procure articles of incorporation, organize under the corporation laws of the State, and raise by subscription or otherwise the sum of ten thousand dollars, to be used in conjunction with the appropriation for the construction and equipment of said hospital.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$5,000. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 586.

AN ACT

Making an appropriation to the Medical and Surgical Department of the Western Pennsylvania Hospital, at Pittsburg.

Whereas.

Whereas, The present hospital buildings of the Medical and Surgical Department of the Western Pennsylvania Hospital, at Pittsburg, are insecure against fire and in an undesirable sanitary condition, and the location of the same, owing to their proximity to the Pennsylvania Railroad and manufacturing establishments emitting quantities of smoke, is undesirable; and

Whereas, Said hospital has been one of the leading and most useful hospitals of Western Pennsylvania, for the past sixty years; and

Whereas, There exists a pronounced public sentiment in Western Pennsylvania, especially in Pittsburg, in favor of the erection of new buildings for the Medical and Surgical Department of said hospital, upon a more desirable site; and

Whereas, A desirable parcel of ground, known as the High School Athletic Grounds, on Friendship Avenue, in the city of Pittsburg, has been secured at a cost of one hundred fifteen thousand dollars, on which to erect said hospital buildings; and

Whereas, It is proposed to erect hospital buildings, costing approximately five hundred thousand dollars, exclusive of the cost of the grounds; and

Whereas, It is believed that the real estate holdings of said hospital, on which its present buildings are erected, can be sold for a sum approximating two hundred thousand dollars; and

Whereas, It is proposed to raise the sum of two hundred thousand dollars by public subscription or donations, to be used in assisting in the erection of new buildings for said hospital, on said new location; therefore,—

Section 1. Be it enacted, &c., That the sum of two hundred thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Medical and Surgical Department of the Western Pennsylvania Hospital, at Pittsburg, Pennsylvania, for the two fiscal years beginning June one, one thousand nine hundred and seven, for the purpose of assisting in the erection and completion of new buildings for the Medical and Surgical Department of said hospital, on the tract of ground known as the High School Athletic Grounds, on Friendship Avenue, Pittsburg, Pennsylvania: Provided, That no part of the appropriation herein made shall become available until the treasurer of said hospital shall have certified, under oath, to the Auditor General, that there has been subscribed by responsible persons, to said hospital, for the purpose of assisting in the erection of said building, or provided by gifts or legacies, the sum of two hundred thousand (\$200,000) dollars, which said subscriptions, gifts, and legacies shall be approved by the Auditor General: And provided further, That the appropriation herein made shall become available, from time to time, to the extent of an amount equal to the amount of said private subscriptions, gifts, and legacies that has been paid in cash to the treasurer of said hospital, and as, and when, the amount of said private subscriptions, gifts, and legacies, so paid in cash, shall have been certified to the Auditor General, under oath, by the treasurer of said hospital:

Provided, further, That no part of the appropriation herein made shall be paid by the State Treasurer until there shall have been filed with the Auditor General, plans and specifications of said buildings, approved by the Governor of the Commonwealth, which said plans and specifications shall show available for free patients

fifty per centum of the accommodations of said hospital buildings.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$150,000. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 587.

AN ACT

Making an appropriation to the Oil City Hospital.

Appropriation.

Section 1. Be it enacted, &c., That the sum of twenty-four thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Oil City Hospital, for the two fiscal years beginning June first, one thousand nine hundred seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of eighteen thousand dollars, or so much thereof as may be necessary.

For the purpose of repairs to the hospital buildings, for repairs to the heating system, and for the construction and erection of a new elevator in the hospital building, the sum of six thousand dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$6,000 for the purpose of repairs to the hospital buildings, for repairs to the heating system and for the construction and erection of a new elevator in the hospital building. This item is approved in the sum of \$3,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 588.

AN ACT

Making an appropriation to the South Side Hospital, of Pittsburgh.

Section 1. Be it enacted, &c., That the sum of one hundred thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically ap-

propriated to the said South Side Hospital, of Pittsburgh, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, for the fiscal year beginning June first, one thousand nine hundred and seven, twenty-five thousand dollars, or so much thereof as may be necessary.

For the purpose of maintenance, for the fiscal year beginning June first, one thousand nine hundred and eight, forty-five thousand dollars, or so much thereof as may be necessary.

For the purpose of assisting in the erection, completion, and equipment of additional buildings for the said South Side Hospital, the sum of thirty thousand dollars, or so much thereof as may be necessary: Provided, That no part of said sum of one hundred thousand dollars shall be paid by the State Treasurer until the managers of said hospital shall have certified, under oath, to the Auditor General, that at least two hundred thousand dollars had been subscribed, and paid to the treasurer of said hospital, for the erection and completion of said additional buildings.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$30,000 for the purpose of assisting in the erection, completion and equipment of additional buildings. This item is approved in the sum of \$15,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 589.

AN ACT

Making an appropriation to the Homeopathic Medical and Surgical Hospital and Dispensary, of Pittsburgh.

Section 1. Be it enacted, &c., That the sum of one hundred and eighty-five thousand (\$185,000.00) dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Homeopathic Medical and Surgical Hospital and Dispensary, of Pittsburgh, for the two fiscal years beginning June first, one thousand nine hundred and seven (June 1, 1907), for the following purposes; namely,—

For the purpose of maintenance, the sum of eighty-five thousand (\$85,000.00) dollars, or so much thereof as may be necessary, payable as follows:—

Appropriation.

Forty thousand (\$40,000.00) dollars for the year ending June first, one thousand nine hundred and eight (June 1, 1908).

Forty-five thousand (\$45,000.00) dollars for the year ending June first, one thousand nine hundred and nine (June 1, 1909).

Provided.

For the purpose of assisting in the erection, furnishing, and equipping of an additional hospital building, the sum of one hundred thousand (\$100,000.00) dollars, or so much thereof as may be necessary: Provided, That no part of this appropriation shall become available until the trustees of this institution shall secure the further sum of four hundred thousand dollars.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the following items:

The item appropriating \$85,000 for the purpose of maintenance, is approved in the sum of \$70,000. I withhold my approval from the remainder of said item.

The item appropriating \$100,000 for the purpose of assisting in the erection, furnishing and equipment of an additional hospital building, is approved in the sum of \$80,000. I withhold my approval from the remainder of said item.

The aforesaid reductions have been made, because of insufficient State revenue.

EDWIN S. STUART.

No. 590.

AN ACT

Making an appropriation to the Frankford Hospital, located in Frankford, Philadelphia.

Appropriation.

Section 1. Be it enacted, &c., That the sum of seventy-five thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Frankford Hospital, located in Frankford, Philadelphia, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of twenty-five thousand dollars, or so much thereof as may be necessary.

For the purpose of assisting in the construction, reconstruction, erection, completion, and equipment of additional hospital buildings, the sum of fifty thousand dollars, or so much thereof as may be necessary: Provided, however, That no part of the sum of fifty thou-

sand dollars, hereby appropriated for the purpose of assisting in the construction and equipment of hospital buildings, shall become available until the trustees of this institution shall have raised a like amount.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$50,000 for the purpose of assisting in the construction, re-construction, erection, completion and equipment of additional hospital buildings. This item is approved in the sum of \$25,000. I withhold my approval from the remainder of said item, because of insufficient State revenue.

EDWIN S. STUART.

No. 591.

AN ACT

Making an appropriation to the Roosevelt Hospital, of Philadelphia.

Section 1. Be it enacted, &c., That the sum of eight thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Roosevelt Hospital, of Philadelphia, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance. Appropriation.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$4,000. I withhold my approval from the remainder of said appropriation, because of insufficient State revenue.

EDWIN S. STUART.

No. 592.

AN ACT

Making an appropriation to the Eye, Ear and Throat Hospital, of Pittsburg, Pennsylvania.

Section 1. Be it enacted, &c., That the sum of forty thousand (\$40,000.00) dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Eye, Ear and Throat Hospital, of Pittsburg, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes:— Appropriation.

For the purpose of maintenance, the sum of twenty-five thousand (\$25,000.00) dollars; for the purpose of defraying the expenses of construction, equipment, and furnishing an addition to the hospital, to include proper care for ophthalmia-neonatorum cases, the sum of fifteen thousand (\$15,000.00) dollars.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$15,000 for the purpose of defraying the expenses of the construction, equipment and furnishing an addition to the hospital. This item is approved in the sum of \$10,000. I withhold my approval from the remainder of said item, because of insufficient State revenue.

EDWIN S. STUART.

No. 593.

AN ACT

Making an appropriation to the Panther Creek Valley Hospital, situate in the borough of Coal Dale, Schuylkill county, Pennsylvania.

Preamble.

Whereas, The entire Panther Creek Valley, situate partly in Schuylkill and partly in Carbon counties, is a large mining, manufacturing, and railroading centre, with an attendant large number of accidental injuries;

And Whereas, Said Panther Creek Valley has a population of over fifty thousand, and must convey its injured a distance of thirty miles to the nearest hospital, thereby losing many lives that otherwise might have been saved;

And Whereas, The Lehigh Coal and Navigation Company has given a piece of ground, containing six acres, fronting on the public highway between Tamaqua and Lansford;

And Whereas, The said Lehigh Coal and Navigation Company has also donated to said hospital project the sum of twelve thousand dollars, in addition to said above mentioned land valued at twenty-five thousand dollars, and the employes of said company have donated an additional amount of twelve thousand dollars, and from individual subscriptions an additional amount of eleven thousand dollars has been contributed;

And Whereas, This hospital, when completed, will cost the parties to be benefited the sum of sixty thousand dollars, and will be a general hospital treating all kinds of cases. but giving preferences to cases from mines and railroads;

And Whereas, The contract for said hospital will be let or awarded in April, one thousand nine hundred

and seven, and will be ready for occupancy in April, one thousand nine hundred and eight; therefore, in order that the State may do its just share,—

Section 1. Be it enacted, &c., That the sum of thirty-five thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Panther Creek Valley Hospital, of Schuylkill county, Pennsylvania, for the erection, and maintenance for the two fiscal years beginning June first, one thousand nine hundred and seven. Appropriation.

For the purpose of maintenance, for the two fiscal years beginning June first, one thousand nine hundred and seven, the sum of ten thousand dollars, or so much thereof as may be necessary.

For the erection and furnishing and equipping of a building for hospital purposes, the sum of twenty-five thousand dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the following items:

The item appropriating \$10,000 for the purpose of maintenance, is approved in the sum of \$5,000. I withhold my approval from the remainder of said item.

The item appropriating \$25,000 for the purpose of erecting and furnishing and equipping a building for hospital purposes, is approved in the sum of \$10,000. I withhold my approval from the remainder of said item.

The aforesaid reductions have been made because of insufficient State revenue.

EDWIN S. STUART.

No. 594.

AN ACT

Making an appropriation to the Wyoming Valley Society for the Prevention and Treatment of Tuberculosis Dispensary.

Section 1. Be it enacted, &c., That the sum of five thousand dollars, or so much thereof as may be necessary, is specifically appropriated to the Dispensary, maintained at Wilkes-Barre by the Wyoming Valley Society for the Prevention and Treatment of Tuberculosis, for the two fiscal years beginning June first, one thousand nine hundred and seven, to be applied as follows:— Appropriation.

For the purpose of maintaining a free dispensary at Wilkes-Barre, and treating indigent patients, residents of Pennsylvania, free of charge, the sum of five thousand dollars.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$2,500. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 595.

AN ACT

Making an appropriation to the Allegheny General Hospital, of Allegheny City.

Appropriation.

Section 1. Be it enacted, &c., That the sum of one hundred and seventy-five thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Allegheny General Hospital, of Allegheny City, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance.

And that a further sum of fifty thousand dollars be and the same is hereby specifically appropriated to the said hospital, for the purpose of defraying, in part, the cost of the new building just erected.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$50,000 for the purpose of defraying in part the cost of the new building. This item is approved in the sum of \$25,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 596.

AN ACT

Making an appropriation to the Saint Francis Hospital, of Pittsburg.

Appropriation.

Section 1. Be it enacted, &c., That the sum of one hundred and sixty-five thousand (\$165,000.00) dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Saint Francis Hospital, of Pittsburg, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of forty thousand (\$40,000.00) dollars, or so much thereof as may be necessary.

For the purpose of assisting in the erection, completion, and equipment of additional hospital buildings, the sum of one hundred and twenty-five thousand (\$125,000.00) dollars, or so much thereof as may be necessary: Provided, That no part of the sum of one hundred and twenty-five thousand dollars shall become available until the trustees of this institution shall have raised the sum of two hundred thousand dollars, for the purpose of erection, completion, and equipment of additional hospital buildings. Proviso.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$125,000 for the purpose of assisting in the erection, completion and equipment of additional hospital buildings. This item is approved in the sum of \$85,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 597.

AN ACT

Making an appropriation to the Columbian Hospital, of Wilkinsburg, for the erection of a nurses' Home, light and ice plants, and maintenance.

Section 1. Be it enacted, &c., That the sum of forty thousand dollars, or so much thereof as may be necessary, is hereby specifically appropriated to the Columbian Hospital, of Wilkinsburg: twenty thousand dollars for a Nurses' Home, and for light and ice plants; and twenty thousand dollars for maintenance: Provided, however, That no part of the sum of twenty thousand dollars, hereby appropriated for a Nurses' Home, and for light and ice plants, shall become available until the trustees of this institution shall have raised a like amount. Appropriation.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$20,000 for a Nurses' Home and for light and ice plants. This item is approved in the sum of \$10,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 598.

AN ACT

Making an appropriation to the Grove City Hospital.

Appropriation.

Section 1. Be it enacted, &c., That the sum of six thousand dollars be and the same is hereby specifically appropriated to the Grove City Hospital, at Grove City, for the two fiscal years beginning June first, nineteen hundred and seven, for the following purposes:—

First. For maintenance, the sum of four thousand dollars, or so much thereof as may be necessary.

Second. For improvements and furnishing, the sum of two thousand dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the following items:

The item appropriating \$4,000, for the purpose of maintenance is approved in the sum of \$3,000. I withhold my approval from the remainder of said item.

I withhold my approval from the item appropriating \$2,000 for the purpose of improvements and furnishing.

The aforesaid reductions have been made because of insufficient State revenue.

EDWIN S. STUART.

No. 599.

AN ACT

Making an appropriation for the Erie Home for the Friendless, of Erie.

Appropriation.

Section 1. Be it enacted, &c., That the sum of fifteen thousand (\$15,000) dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Erie Home for the Friendless, of the city of Erie, for the purpose of maintenance, for the two fiscal years beginning June first, Anno Domini one thousand nine hundred and seven.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$12,000. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 600.

AN ACT

Making an appropriation to the Catholic Home, of Philadelphia.

Section 1. Be it enacted, &c., That the sum of five thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Catholic Home, located at number seventeen hundred and twenty Race street, Philadelphia, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance. Appropriation.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$3,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

 No. 601.

AN ACT

To provide for the selection of a site and the erection of a State Hospital for injured persons, to be located at or near Shamokin, in the county of Northumberland, to be called a State Hospital for Injured Persons of the Trevorton, Shamokin and Mount Carmel Coal Fields, and for the management of the same, and making an appropriation therefor.

Section 1. Be it enacted, &c., That the Governor shall appoint six commissioners to select a site and build a hospital for injured persons, to be located at or near Shamokin, in the Trevorton, Shamokin, and Mount Carmel coal fields, embracing the county of Northumberland; said commissioners to be chosen from the county, who shall serve without compensation, other than their necessary traveling expenses incurred while in discharge of the duties herein prescribed and set forth. State Hospital
for Injured Per-
sons of the Trev-
orton, Shamokin
and Mt. Carmel
coal fields.

Section 2. Said commissioners shall select, within four months after the date of their appointment, a tract of land, at or near Shamokin, in Northumberland county, aforesaid.

Section 3. Said tract of land, so selected, shall be approved by the Governor, in writing; and the deed for the same shall be taken in the name of the Commonwealth, in fee, for any lands donated for the purpose aforesaid. Site.

Section 4. The said commissioners shall adopt such plan for said hospital as shall involve an expenditure for erection, exclusive of the land, of not over sixty Plans.

Proviso.	thousand dollars (\$60,000.00), when completed: Provided, That the plan of said building or buildings shall be approved by the Board of Public Charities:
Donation of land.	Provided, further, That the land necessary for such purpose shall be donated.
Cost.	Section 5. The said Commission shall have power to employ and fix the compensation of the superintendent of construction, and such other persons as they may think necessary to employ, to secure the proper and economical construction of said building or buildings: Provided, That the total expenses of said building shall not exceed sixty thousand dollars (\$60,000.00).
Appropriation.	Section 6. To enable the said commissioners to properly perform the duties assigned them, as herein provided for, the sum of thirty thousand dollars (\$30,000.00) is hereby appropriated, annually, for the years one thousand nine hundred and seven and one thousand nine hundred and eight, to be drawn from the Treasury as may be required for the erection of buildings hereinbefore mentioned, on warrants signed by the Chairman of the Commission and countersigned by the President or General Agent of the Board of Public Charities.
Reports.	Section 7. Said commissioners shall proceed to erect said buildings, and complete the same at as early a period as possible compatible with the economical, substantial, and skillful execution of the work; and shall make report to the Board of Public Charities of the amount of money expended by them, and of the progress made in the erection of said buildings, semi-annually at least, and oftener if so required by said Board.
Board of managers.	Section 8. The said commissioners, upon completion of said hospital, shall surrender their trust to the Board of Managers, or trustees, to consist of nine members, to be appointed by the Governor from the county; said managers or trustees shall be a body politic or corporate, by the name and style of "The Trustees of the State Hospital of the Trevorton, Shamokin, and Mount Carmel Coal Fields, of Pennsylvania." They shall serve without compensation; shall manage and direct the concerns of the institution in consonance with the provisions of this act, and shall make all necessary by-laws and regulations, not inconsistent with the Constitution and laws of the Commonwealth.
Those eligible as patients.	Section 9. That this hospital shall be specially devoted to the reception, care, and treatment of persons injured in and about the mines, workshops, and railroads, and all other laboring men: Provided, however, That no person shall be admitted for treatment in said hospital, to the exclusion of the classes herein stated, and who has not contracted injuries in or at
Proviso.	

the coal mines, railroads, or workshops embraced within the limits of the aforesaid coal fields.

Section 10. The trustees of the said hospital may, from time to time, charge any patient, other than the classes named in section nine of this act, an amount sufficient to cover the cost of treatment.

Section 11. It shall be lawful for the trustees of said hospital to receive contributions or donations from any person, firm, or corporation offering to contribute or donate any money or other valuable consideration, whether by will, gift, deed, or otherwise, to aid in the support, maintenance, and for improving the property of said hospital: **Contributions, etc.** Provided, That the proceeds of all contributions or donations, received by the said trustees under the provisions of this section, shall be especially appropriated for the purpose herein stated: **Proviso.** Provided, further, That an itemized statement of the same, showing the whole amount of money received by the said trustees, under the provisions of this section, and the name or names of any person, firm, or corporation contributing or donating the same, together with an itemized statement of the expenditures of said money, shall be made quarterly, under oath, to the Auditor General, the same as statements for State appropriations are now required by law. **Proviso.**

Section 12. The Governor, judges of the several courts of record in the county of Northumberland, and members of the Legislature, shall be ex-officio visitors of the institution.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$15,000 annually for the two fiscal years beginning June 1, 1907. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 602.

AN ACT

Making an appropriation to the Johnstown City Hospital, at the city of Johnstown.

Section 1. Be it enacted, &c., That the sum of ten thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Johnstown City Hospital, at the city of Johnstown, for the two fiscal years beginning June one, one thousand nine hundred and seven; the same to be used for the following purposes:— **Appropriation.**

For the purpose of maintenance, the sum of ten thousand dollars.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$7,000. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 603.

AN ACT

To authorize county commissioners, for the purpose of encouraging agriculture and the holding of county agricultural exhibitions, to pay annually one thousand dollars to the incorporated agricultural association, paying premiums on agricultural exhibits, holding an annual exhibition in the county; providing for the filing of sworn statement by the claimant or claimants with the county commissioners relative to said exhibition; and providing for the repayment to the county by the State of the sum so paid.

County agricul-
tural associations.

County commis-
sioners.

\$1,000.00 annually.

Premiums.

Annual agricul-
tural exhibition.

Provided.

Division of
bonus.

Providso.

Premiums shall
equal bonds.

County products.

Section 1. Be it enacted, &c., That the board of county commissioners of the several counties of this Commonwealth, for the purpose of encouraging agriculture and the holding of annual exhibitions of farm products, are authorized and shall pay annually, by warrant drawn upon the county treasurer, the sum of one thousand dollars (\$1,000) to the incorporated County Agricultural Association, paying premiums upon exhibits,—exclusive of premiums on trials of speed,—holding in their county an annual agricultural exhibition, in the interests of stock-raising, grain, poultry, handiwork, fruits, dairy products, et cetera, for a period of not less than four consecutive days, upon the filing with the county commissioners of a sworn statement as provided for in section two of this act: Provided, That, in case there is more than one claimant in any one year for said fund, the county commissioners shall apportion and divide said one thousand dollars among the several claimants, according to the amount of premiums on agriculture, stock, fruit, and other exhibits,—exclusive of premiums on speed,—actually paid by each claimant at the last fair held by said claimant: Provided, Said claimants or associations shall each pay in premiums a sum equal to the said one thousand dollars; or, where two associations claim and receive five hundred dollars, they shall severally pay a like sum in premiums, or only receive under this act, the sum they each and severally pay in premiums: Provided, further, That all premiums paid under this act shall be only upon products of the county wherein such exhibition is held.

Section 2. Annually, on or before November fifteenth in each year, the association desiring and claiming said fund shall file with the county commissioners of their county a statement, duly sworn to by its president, attested by its secretary, and the corporate seal attached, setting forth the name of the association, the place and time said exhibit was held, the amount of money received and from what sources, list of expenditures paid and unpaid, a copy of the premium-list and list of exhibits actually entered, the amount of premiums actually paid.

Filing of association's statement.

Contents.

Section 3. Upon the filing with the Auditor General of the Commonwealth, on or before December fifteenth of each year hereafter, of the certificate of the county treasurer of the respective counties, showing the amount of money paid agreeably to this act, and to whom, the Auditor General shall issue his warrant for the amount so paid, directing the State Treasurer, out of moneys not otherwise appropriated, to pay into the treasury of the counties that have paid said sum the said sum of one thousand dollars. No part of the above appropriation shall be paid to any such agricultural association which permits or allows gambling devices, or gambling in any form, upon the premises of said association during the regular annual exhibition of said association.

Certificate of county treasurer.

Warrant.

Gambling prohibited.

Section 4. The sum of fifty thousand dollars, annually, or so much thereof as may be necessary, is hereby specifically appropriated to carry out the provisions of this act.

Appropriation.

Section 5. All acts or parts of acts inconsistent with the provisions of this act be and the same are hereby repealed.

Repeal.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$50,000, of which sum not more than \$25,000 is to be expended annually. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 604.

AN ACT

Making an appropriation to the Home for Friendless Children, at Easton, Pennsylvania.

Section 1. Be it enacted, &c., That the sum of ten thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appro-

Appropriation.

priated to the Home for Friendless Children, at Easton, Northampton county, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of four thousand dollars (\$4,000.00), or so much thereof as may be necessary.

For the purpose of building, the sum of six thousand dollars (\$6,000.00), or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$6,000 for the purpose of building. This item is approved in the sum of \$1,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 605.

AN ACT

Making an appropriation to the Shenango Valley Hospital, of New Castle, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of thirty-seven thousand (\$37,000.00) dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Shenango Valley Hospital, of New Castle, for the two fiscal years beginning June first, nineteen hundred and seven, for the following purposes; namely,—

The sum of twenty-four thousand (\$24,000.00) dollars, or so much thereof as may be necessary, for maintenance; the sum of ten thousand (\$10,000.00) dollars, or so much thereof as may be necessary, for improvements; and the sum of three thousand dollars (\$3,000.00), or so much thereof as may be necessary, to purchase additional land.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$10,000 for the purpose of improvements. This item is approved in the sum of \$6,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 606.

AN ACT

Making an appropriation to the Robert Packer Hospital, at Sayre, Pennsylvania.

Section 1. Be it enacted, &c., That the sum of forty-five thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Robert Packer Hospital, at Sayre, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,— Appropriation.

For the purpose of maintenance, the sum of twenty-five thousand dollars, or so much thereof as may be necessary.

For the purpose of assisting in the erection, completion, and furnishing of an additional hospital building, electric-lighting plant, and steam laundry, the sum of twenty thousand dollars (\$20,000.00) or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$20,000 for the purpose of assisting in the erection, completion and furnishing of an additional hospital building, electric lighting plant and steam laundry. I approve this item in the sum of \$10,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

 No. 607.

AN ACT

Making an appropriation to the Rosalia Foundling Asylum and Maternity Hospital, of Pittsburg.

Section 1. Be it enacted, &c., That the sum of thirty thousand (\$30,000.00) dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Rosalia Foundling Asylum and Maternity Hospital, of Pittsburg, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,— Appropriation.

For the purpose of maintenance, the sum of ten thousand dollars (\$10,000.00), or so much thereof as may be necessary.

For the purpose of erecting a building, and equipping and furnishing a laundry and electric light- and power-plant, and isolated rooms for the treatment of

patients, and sleeping-rooms for servants and nurses, the sum of twenty thousand dollars (\$20,000.00), or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$20,000 for the purpose of erecting a building and equipping and furnishing a laundry and electric light and power plant and isolated rooms for the treatment of patients, and sleeping rooms for servants and nurses. This item is approved in the sum of \$13,000. I withhold by approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 608.

AN ACT

Making an appropriation to the City Hospital Association, of Washington, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of sixteen thousand dollars, or as much thereof as may be necessary, be and the same is hereby specifically appropriated to the City Hospital Association of Washington, Pennsylvania. at Washington, for the two fiscal years commencing June first, one thousand nine hundred and seven, for the following purpose: namely,—

For the purpose of maintenance. the sum of one thousand dollars, or so much thereof as may be necessary.

For the purpose of assisting in the erection, completion. and furnishing of a hospital building, the sum of fifteen thousand dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$15,000 for the purpose of assisting in the erection, completion and furnishing of a hospital building. This item is approved in the sum of \$9,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 609.

AN ACT

Making an appropriation to the Meadville City Hospital.

Appropriation.

Section 1. Be it enacted, &c., That the following sums are hereby specifically appropriated to the Mead-

ville City Hospital, for the two fiscal years beginning June first, one thousand nine hundred and seven; namely,—

For the purpose of maintenance, the sum of ten thousand dollars, or so much thereof as may be necessary.

For the purpose of assisting in the reconstruction and erection of additions to the hospital buildings, seven thousand dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$7,000 for the purpose of assisting in the reconstruction and erection of additions to the hospital buildings. This item is approved in the sum of \$5,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 610.

AN ACT

Making an appropriation to the Sewickley Valley Hospital Association, incorporated, of Allegheny county, Pennsylvania.

Section 1. Be it enacted, &c., That the sum of two thousand five hundred dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to The Sewickley Valley Hospital Association, incorporated, Allegheny county, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance. Appropriation.

For completion of buildings, the sum of five thousand dollars.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$5,000 for completion of buildings. This item is approved in the sum of \$2,500. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 611.

AN ACT

Making an appropriation to the Hamot Hospital Association, of the city of Erie.

Section 1. Be it enacted, &c., That the sum of thirty-five thousand (\$35,000) dollars, or so much thereof as Appropriation.

may be necessary, be and the same is hereby specifically appropriated to the Hamot Hospital Association, of the city of Erie, for the two fiscal years beginning June first, Anno Domini one thousand nine hundred and seven, for following purposes; to wit,—

For the purpose of maintenance, the sum of twenty-five thousand (\$25,000) dollars, or so much thereof as may be necessary.

For the purpose of assisting in erecting a Nurses' Home, the sum of ten thousand (\$10,000) dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$10,000 for the purpose of assisting in the erection of a Nurses' Home. I withhold my approval from this item, because of insufficient State revenue.

EDWIN S. STUART.

No. 612.

AN ACT

Making an appropriation to assist in the maintenance of the Beaver Valley General Hospital, of Beaver county, at New Brighton, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of twenty-six thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Beaver Valley General Hospital Association, located at New Brighton, in Beaver county, for the two fiscal years beginning June first, one thousand nine hundred and seven: for the purpose of maintenance, eighteen thousand dollars (\$18,000); to assist in erection of elevators, installing heating-plant, furnishing operating-rooms, and furnishings for hospital building, the sum of eight thousand dollars.

The said appropriation to be paid on the warrant of the Auditor General, on a settlement made by him and the State Treasurer; but no warrant shall be drawn on settlement made until the directors or managers of said institution shall have made, under oath, to the Auditor General, a report containing a specifically itemized statement of the receipts from all sources and expenses of said institution during the previous quarter, with the cash balance on hand, and the same is approved by him and the State Treasurer, nor until the Treasurer shall have sufficient money in the Treasury, not otherwise appropriated, to pay the quarterly installments due said institution; and unexpended balances of sums appropriated for specific purposes shall

not be used for any other purpose, whether specific or general, and shall revert to the State Treasury at the close of the two fiscal years.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$8,000 for the purpose of assisting in the erection of elevators, installing heating plant, furnishing operating rooms and furnishings for hospital. This item is approved in the sum of \$5,000. I withhold my approval from the remainder of said item, because of insufficient State revenue.

EDWIN S. STUART.

No. 613.

AN ACT

Making an appropriation to the Todd Hospital, at Carlisle, Pennsylvania.

Section 1. Be it enacted, &c., That the sum of six thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Todd Hospital, at Carlisle, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

Appropriation.

For the purpose of maintenance, the sum of four thousand dollars, or so much thereof as may be necessary.

For the purpose of assisting in the erection, completion, equipment and furnishing of an additional hospital building, the sum of two thousand dollars, or so much thereof as may be necessary: Provided, That no part of the said sum of two thousand dollars shall be paid by the State Treasurer until the managers of the said hospital shall have certified, under oath, to the Auditor General, that at least one thousand dollars has been subscribed, and paid to the treasurer of said hospital, for the erection and furnishing of said additional hospital buildings.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$2,000 for the purpose of assisting in the erection, completion, equipment and furnishing of an additional hospital building. This item is approved in the sum of \$500. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 614.

AN ACT

Making an appropriation to the Washington Hospital, of Washington, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of sixteen thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Washington Hospital, at Washington, for the two fiscal years commencing June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of ten thousand dollars, or so much thereof as may be necessary.

For the purpose of assisting in the erection, completion, and furnishing of an addition to the present hospital building, the sum of six thousand dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$6,000 for the purpose of assisting in the erection, completion and furnishing of an addition to the present hospital building. This item is approved in the sum of \$4,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

 No. 615.

AN ACT

Making an appropriation to the Mercy Hospital, of Pittsburg, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of two hundred thousand (\$200,000) dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Mercy Hospital, of Pittsburg, for the two fiscal years beginning June one, one thousand nine hundred and seven, for the following purposes:—

For the purpose of maintenance, the sum of one hundred thousand (\$100,000.00) dollars, or so much thereof as may be necessary.

For the purpose of assisting in the erection and completion of additions to the Mercy Hospital, including a surgical annex, laundry, and stables, the sum of seventy-five thousand (\$75,000) dollars, or so much thereof as may be necessary.

For the support, maintenance, and operation of the Magee Pasteur Department of the said hospital, the sum of twenty-five thousand (\$25,000.00) dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$75,000 for the purpose of assisting in the erection and completion of additions to the hospital, including a surgical annex, laundry and stables. This item is approved in the sum of \$50,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 616.

AN ACT

Making an appropriation to the Berean Manual Training and Industrial School.

Section 1. Be it enacted, &c., That the sum of twenty-nine thousand dollars (\$29,000), or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Berean Manual Training and Industrial School, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of nine thousand dollars (\$9,000), or so much thereof as may be necessary.

For the purpose of assisting in the erection and construction of a building, for a manual training and industrial school, and for the reconstruction and repairs of and additions to the present buildings, the sum of twenty thousand dollars (\$20,000), or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the following items:—

The item appropriating \$9,000 for the purpose of maintenance, is approved in the sum of \$8,000. I withhold my approval from the remainder of said item.

The item appropriating \$20,000 for the purpose of assisting in the erection and construction of a building for a manual training and industrial school, and for the reconstruction and repairs of and additions to the present building, is approved in the sum of \$11,000. I withhold my approval from the remainder of said item.

priated to the Home for Friendless Children, at Easton, Northampton county, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of four thousand dollars (\$4,000.00), or so much thereof as may be necessary.

For the purpose of building, the sum of six thousand dollars (\$6,000.00), or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$6,000 for the purpose of building. This item is approved in the sum of \$1,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 605.

AN ACT

Making an appropriation to the Shenango Valley Hospital, of New Castle, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of thirty-seven thousand (\$37,000.00) dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Shenango Valley Hospital, of New Castle, for the two fiscal years beginning June first, nineteen hundred and seven, for the following purposes; namely,—

The sum of twenty-four thousand (\$24,000.00) dollars, or so much thereof as may be necessary, for maintenance; the sum of ten thousand (\$10,000.00) dollars, or so much thereof as may be necessary, for improvements; and the sum of three thousand dollars (\$3,000.00), or so much thereof as may be necessary, to purchase additional land.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$10,000 for the purpose of improvements. This item is approved in the sum of \$6,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 606.

AN ACT

Making an appropriation to the Robert Packer Hospital, at Sayre, Pennsylvania.

Section 1. Be it enacted, &c., That the sum of forty-five thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Robert Packer Hospital, at Sayre, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,— Appropriation.

For the purpose of maintenance, the sum of twenty-five thousand dollars, or so much thereof as may be necessary.

For the purpose of assisting in the erection, completion, and furnishing of an additional hospital building, electric-lighting plant, and steam laundry, the sum of twenty thousand dollars (\$20,000.00) or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$20,000 for the purpose of assisting in the erection, completion and furnishing of an additional hospital building, electric lighting plant and steam laundry. I approve this item in the sum of \$10,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

 No. 607.

AN ACT

Making an appropriation to the Rosalia Foundling Asylum and Maternity Hospital, of Pittsburg.

Section 1. Be it enacted, &c., That the sum of thirty thousand (\$30,000.00) dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Rosalia Foundling Asylum and Maternity Hospital, of Pittsburg, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,— Appropriation.

For the purpose of maintenance, the sum of ten thousand dollars (\$10,000.00), or so much thereof as may be necessary.

For the purpose of erecting a building, and equipping and furnishing a laundry and electric light- and power-plant, and isolated rooms for the treatment of

patients, and sleeping-rooms for servants and nurses, the sum of twenty thousand dollars (\$20,000.00), or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$20,000 for the purpose of erecting a building and equipping and furnishing a laundry and electric light and power plant and isolated rooms for the treatment of patients, and sleeping rooms for servants and nurses. This item is approved in the sum of \$13,000. I withhold by approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 608.

AN ACT

Making an appropriation to the City Hospital Association, of Washington, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of sixteen thousand dollars, or as much thereof as may be necessary, be and the same is hereby specifically appropriated to the City Hospital Association of Washington, Pennsylvania, at Washington, for the two fiscal years commencing June first, one thousand nine hundred and seven, for the following purpose; namely,—

For the purpose of maintenance, the sum of one thousand dollars, or so much thereof as may be necessary.

For the purpose of assisting in the erection, completion, and furnishing of a hospital building, the sum of fifteen thousand dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$15,000 for the purpose of assisting in the erection, completion and furnishing of a hospital building. This item is approved in the sum of \$9,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 609.

AN ACT

Making an appropriation to the Meadville City Hospital.

Appropriation.

Section 1. Be it enacted, &c., That the following sums are hereby specifically appropriated to the Mead-

ville City Hospital, for the two fiscal years beginning June first, one thousand nine hundred and seven; namely,—

For the purpose of maintenance, the sum of ten thousand dollars, or so much thereof as may be necessary.

For the purpose of assisting in the reconstruction and erection of additions to the hospital buildings, seven thousand dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$7,000 for the purpose of assisting in the reconstruction and erection of additions to the hospital buildings. This item is approved in the sum of \$5,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 610.

AN ACT

Making an appropriation to the Sewickley Valley Hospital Association, incorporated, of Allegheny county, Pennsylvania.

Section 1. Be it enacted, &c., That the sum of two thousand five hundred dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to The Sewickley Valley Hospital Association, incorporated, Allegheny county, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance. Appropriation.

For completion of buildings, the sum of five thousand dollars.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$5,000 for completion of buildings. This item is approved in the sum of \$2,500. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 611.

AN ACT

Making an appropriation to the Hamot Hospital Association, of the city of Erie.

Section 1. Be it enacted, &c., That the sum of thirty-five thousand (\$35,000) dollars, or so much thereof as Appropriation.

may be necessary, be and the same is hereby specifically appropriated to the Hamot Hospital Association, of the city of Erie, for the two fiscal years beginning June first, Anno Domini one thousand nine hundred and seven, for following purposes; to wit,—

For the purpose of maintenance, the sum of twenty-five thousand (\$25,000) dollars, or so much thereof as may be necessary.

For the purpose of assisting in erecting a Nurses' Home, the sum of ten thousand (\$10,000) dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$10,000 for the purpose of assisting in the erection of a Nurses' Home. I withhold my approval from this item, because of insufficient State revenue.

EDWIN S. STUART.

No. 612.

AN ACT

Making an appropriation to assist in the maintenance of the Beaver Valley General Hospital, of Beaver county, at New Brighton, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of twenty-six thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Beaver Valley General Hospital Association, located at New Brighton, in Beaver county, for the two fiscal years beginning June first, one thousand nine hundred and seven: for the purpose of maintenance, eighteen thousand dollars (\$18,000); to assist in erection of elevators, installing heating-plant, furnishing operating-rooms, and furnishings for hospital building, the sum of eight thousand dollars.

The said appropriation to be paid on the warrant of the Auditor General, on a settlement made by him and the State Treasurer; but no warrant shall be drawn on settlement made until the directors or managers of said institution shall have made, under oath, to the Auditor General, a report containing a specifically itemized statement of the receipts from all sources and expenses of said institution during the previous quarter, with the cash balance on hand, and the same is approved by him and the State Treasurer, nor until the Treasurer shall have sufficient money in the Treasury, not otherwise appropriated, to pay the quarterly installments due said institution; and unexpended balances of sums appropriated for specific purposes shall

not be used for any other purpose, whether specific or general, and shall revert to the State Treasury at the close of the two fiscal years.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$8,000 for the purpose of assisting in the erection of elevators, installing heating plant, furnishing operating rooms and furnishings for hospital. This item is approved in the sum of \$5,000. I withhold my approval from the remainder of said item, because of insufficient State revenue.

EDWIN S. STUART.

No. 613.

AN ACT

Making an appropriation to the Todd Hospital, at Carlisle, Pennsylvania.

Section 1. Be it enacted, &c., That the sum of six thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Todd Hospital, at Carlisle, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of four thousand dollars, or so much thereof as may be necessary.

For the purpose of assisting in the erection, completion, equipment and furnishing of an additional hospital building, the sum of two thousand dollars, or so much thereof as may be necessary: Provided, That no part of the said sum of two thousand dollars shall be paid by the State Treasurer until the managers of the said hospital shall have certified, under oath, to the Auditor General, that at least one thousand dollars has been subscribed, and paid to the treasurer of said hospital, for the erection and furnishing of said additional hospital buildings.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$2,000 for the purpose of assisting in the erection, completion, equipment and furnishing of an additional hospital building. This item is approved in the sum of \$500. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 614.

AN ACT

Making an appropriation to the Washington Hospital, of Washington, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of sixteen thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Washington Hospital, at Washington, for the two fiscal years commencing June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of ten thousand dollars, or so much thereof as may be necessary.

For the purpose of assisting in the erection, completion, and furnishing of an addition to the present hospital building, the sum of six thousand dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$6,000 for the purpose of assisting in the erection, completion and furnishing of an addition to the present hospital building. This item is approved in the sum of \$4,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

 No. 615.

AN ACT

Making an appropriation to the Mercy Hospital, of Pittsburg, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of two hundred thousand (\$200,000) dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Mercy Hospital, of Pittsburg, for the two fiscal years beginning June one, one thousand nine hundred and seven, for the following purposes:—

For the purpose of maintenance, the sum of one hundred thousand (\$100,000.00) dollars, or so much thereof as may be necessary.

For the purpose of assisting in the erection and completion of additions to the Mercy Hospital, including a surgical annex, laundry, and stables, the sum of seventy-five thousand (\$75,000) dollars, or so much thereof as may be necessary.

For the support, maintenance, and operation of the Magee Pasteur Department of the said hospital, the sum of twenty-five thousand (\$25,000.00) dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$75,000 for the purpose of assisting in the erection and completion of additions to the hospital, including a surgical annex, laundry and stables. This item is approved in the sum of \$50,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 616.

AN ACT

Making an appropriation to the Berean Manual Training and Industrial School.

Section 1. Be it enacted, &c., That the sum of twenty-nine thousand dollars (\$29,000), or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Berean Manual Training and Industrial School, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

Appropriation.

For the purpose of maintenance, the sum of nine thousand dollars (\$9,000), or so much thereof as may be necessary.

For the purpose of assisting in the erection and construction of a building, for a manual training and industrial school, and for the reconstruction and repairs of and additions to the present buildings, the sum of twenty thousand dollars (\$20,000), or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the following items:—

The item appropriating \$9,000 for the purpose of maintenance, is approved in the sum of \$8,000. I withhold my approval from the remainder of said item.

The item appropriating \$20,000 for the purpose of assisting in the erection and construction of a building for a manual training and industrial school, and for the reconstruction and repairs of and additions to the present building, is approved in the sum of \$11,000. I withhold my approval from the remainder of said item.

The aforesaid reductions have been made because of insufficient State revenue.

EDWIN S. STUART.

No. 617.

AN ACT

Making an appropriation to Saint Joseph's Foundling Home and Maternity Hospital, of Scranton.

Appropriation.

Section 1. Be it enacted, &c., That the sum of fourteen thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to Saint Joseph's Foundling Home and Maternity Hospital, of Scranton, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes, namely:—

For the purpose of maintenance, the sum of ten thousand dollars, or so much thereof as may be necessary.

For the purpose of building, the sum of four thousand dollars.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the following items:

The item appropriating \$10,000 for the purpose of maintenance is approved in the sum of \$9,000. I withhold my approval from the remainder of said item.

I withhold my approval from the item appropriating \$4,000 for the purpose of building.

The aforesaid reductions have been made because of insufficient State revenue.

EDWIN S. STUART.

No. 618.

AN ACT

Making an appropriation to the Suburban General Hospital, of Bellevue.

Appropriation.

Section 1. Be it enacted, &c., That the sum of six thousand (\$6,000) dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Suburban General Hospital, at Bellevue, Allegheny county, for the two fiscal years beginning June one, in the year of our Lord one thousand nine hundred and seven, for the following purposes, namely, for the purpose of maintenance, the

sum of two thousand (\$2,000.00) dollars, or so much thereof as may be necessary, and four thousand dollars (\$4,000) to liquidate indebtedness.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$4,000 for the purpose of liquidating indebtedness. This item is approved in the sum of \$1,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 619.

AN ACT

Making an appropriation to the West Side Hospital Association, of the city of Scranton.

Section 1. Be it enacted, &c., That the sum of twelve thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the West Side Hospital Association, of the city of Scranton, for the purpose of maintenance and twenty-five thousand dollars, or so much thereof as may be necessary, for the purpose of assisting in the erection of a new hospital, for the two fiscal years beginning June first, one thousand nine hundred and seven. Appropriation.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$25,000 for the purpose of assisting in the erection of a new hospital. This item is approved in the sum of \$8,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 620.

AN ACT

Making an appropriation to the Bedford County Hospital, located at Bedford, in the county of Bedford.

Section 1. Be it enacted, &c., That the sum of seven thousand five hundred dollars, or so much thereof as may be necessary, and the same is hereby specifically appropriated to the Bedford County Hospital, at Bedford, in the county of Bedford, for the two Appropriation.

fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes, namely:—

For the purpose of assisting in the equipment of the building, the sum of twenty-five hundred dollars, or so much thereof as may be necessary; and for the purpose of maintenance, the sum of five thousand dollars, or so much thereof as may be necessary: Provided, The Bedford County Hospital Association raises the sum of five thousand dollars, to be applied toward the payment of the hospital building and toward the equipment thereof.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the following items:

The item appropriating \$2,500 for the purpose of assisting in the equipment of the building, is approved in the sum of \$1,500. I withhold my approval from the remainder of said item.

The item appropriating \$5,000 for the purpose of maintenance, is approved in the sum of \$2,500. I withhold my approval from the remainder of said item.

The aforesaid reductions have been made because of insufficient State revenue.

EDWIN S. STUART.

No. 621.

AN ACT

Making an appropriation to the Uniontown Hospital, of Uniontown, Fayette county, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of thirty-five thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Uniontown Hospital, of Uniontown, for the two fiscal years beginning June first, one thousand nine hundred and five, for the following purposes:—

For the purpose of maintenance, two years, the sum of thirty thousand dollars, or so much thereof as may be necessary.

For the purpose of liquidating maintenance debt, the sum of five thousand dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$30,000 for the purpose of maintenance. This item is approved in

the sum of \$25,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 622.

AN ACT

Making an appropriation for the Waynesburg Hospital, at Waynesburg, Greene county, Pennsylvania.

Section 1. Be it enacted, &c., That the sum of fifteen thousand dollars (\$15,000) be and the same is hereby appropriated to the board of managers of Waynesburg Hospital, a hospital for the treatment and cure of the sick, at Waynesburg, Greene county, Pennsylvania, on the condition that the same amount is bona fide contributed by individuals, and actually paid in cash to said board of managers, for that purpose. And if said sum is contributed, paid, and expended in good faith, the additional sum of five thousand dollars (\$5,000) is hereby appropriated, to equip and maintain the same for two years. Appropriation.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the following items:

The item appropriating \$15,000 for the treatment and care of the sick, is approved in the sum of \$12,000. I withhold my approval from the remainder of said item.

I withhold my approval from the item appropriating \$5,000 for the purpose of equipping and maintaining the hospital.

The aforesaid reductions have been made because of insufficient State revenue.

EDWIN S. STUART.

No. 623.

AN ACT

Making an appropriation to the Frederick Douglass Memorial Hospital and Training School, of Philadelphia, Pennsylvania.

Section 1. Be it enacted, &c., That the sum of twenty-two thousand dollars, or as much thereof as may be necessary, be and the same is hereby specifically appropriated to the Frederick Douglass Memorial Hospital and Training School, of Philadelphia, Appropriation.

Pennsylvania, for the purpose of building and maintenance.

The same to be distributed as follows: Ten thousand dollars for building, and twelve thousand dollars for maintenance, for the two fiscal years beginning June first, one thousand nine hundred and seven.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$10,000 for the purpose of building. This item is approved in the sum of \$3,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 624.

AN ACT

Making an appropriation to the West Mountain Sanatorium, of Scranton, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of twenty thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the West Mountain Sanatorium, a hospital situated near the city of Scranton, Pennsylvania, conducted by a corporation, entitled "The Scranton Society for the Prevention and Cure of Consumption." for the two fiscal years beginning June first, one thousand nine hundred and seven, or so much thereof as may be necessary for the purposes; namely,—

For the purpose of maintenance for the two years next ensuing, the sum of twenty thousand dollars, or so much thereof as may be necessary (\$20,000).

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of five thousand dollars. I withhold my approval from the remainder of said appropriation, because of insufficient State revenue.

EDWIN S. STUART.

No. 625.

AN ACT

Making an appropriation to the Pottsville Hospital.

Appropriation.

Section 1. Be it enacted, &c., That the sum of sixty thousand dollars, or so much thereof as may be

necessary, be and the same is hereby specifically appropriated to the Pottsville Hospital, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes, namely,—

For the purpose of maintenance, the sum of fifty thousand dollars (\$50,000.00), or so much thereof as may be necessary.

For the purpose of making repairs and improvements in, and additions to, the buildings of said hospital, the sum of ten thousand dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the following items:

The item appropriating \$50,000 for the purpose of maintenance, is approved in the sum of \$40,000. I withhold my approval from the remainder of said item.

The item appropriating \$10,000 for the purpose of making improvements in and additions to the buildings of said hospital, is approved in the sum of \$5,000. I withhold my approval from the remainder of said item.

The aforesaid reductions have been made because of insufficient State revenue.

EDWIN S. STUART.

No. 626.

AN ACT

Making an appropriation to the Good Samaritan Hospital, of Lebanon, Pennsylvania.

Section 1. Be it enacted, &c., That the sum of twenty thousand five hundred (\$20,500) dollars, or so much thereof as may be necessary, be and the same is specifically appropriated to the Good Samaritan Hospital, of Lebanon, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes, namely,—

For the purpose of maintenance, fifteen thousand dollars (\$15,000), or so much thereof as may be necessary.

For the purpose of draining and improving the hospital grounds and buildings, the sum of twenty-five hundred (\$2,500) dollars, or so much thereof as may be necessary.

For the purpose of repairs and painting, the sum of three thousand dollars (\$3,000), or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the following items:

I withhold my approval from the item appropriating \$2,500 for the purpose of draining and improving the hospital grounds and buildings.

I withhold my approval from the item appropriating \$3,000 for the purpose of repairs and painting.

The aforesaid reductions have been made because of insufficient State revenue.

EDWIN S. STUART.

No. 627.

AN ACT

Making an appropriation to the Hahnemann Hospital, of the city of Scranton.

Appropriation.

Section 1. Be it enacted, &c., That the sum of twenty-five thousand dollars, or so much thereof as may be necessary, be specifically appropriated to the Hahnemann Hospital, of the City of Scranton, for the maintenance of the same, for the two fiscal years beginning June one, one thousand nine hundred and seven. (\$25,000.00.)

For completing an operating-pavilion, seventeen thousand five hundred dollars (\$17,500.00).

For the construction of an ambulance barn, laundry, and sleeping-room for male help, twelve thousand five hundred dollars (\$12,500.00).

For the equipment of a laundry, two thousand five hundred dollars.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the following items:—

The item appropriating \$25,000 for the purpose of maintenance, is approved in the sum of \$20,000. I withhold my approval from the remainder of said item.

The item appropriating \$17,500 for completing an operating pavilion, is approved in the sum of \$10,000. I withhold my approval from the remainder of said item.

The item appropriating \$12,500, for the purpose of constructing an ambulance barn, laundry and sleeping room for male help, is approved in the sum of \$10,000. I withhold my approval from the remainder of said item.

I withhold my approval from the item appropriating \$2,500 for the purpose of equipping a laundry.

The aforesaid reductions have been made because of insufficient State revenue.

EDWIN S. STUART.

No. 628.

AN ACT

Making an appropriation to the Kensington Hospital for Women.

Section 1. Be it enacted, &c., That the sum of fifteen thousand dollars (\$15,000), or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Kensington Hospital for Women, in the City of Philadelphia, for the purpose of maintenance, for the two fiscal years beginning June first, one thousand nine hundred and seven. Appropriation.

That the sum of ten thousand dollars (\$10,000), or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the said Kensington Hospital for Women, for the erection of an isolating ward.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$10,000 for the purpose of erecting an isolating ward. I withhold my approval from this item because of insufficient State revenue.

EDWIN S. STUART.

No. 629.

AN ACT

Making an appropriation to the Philadelphia Home for Infants.

Section 1. Be it enacted, &c., That the sum of six thousand dollars be and the same is hereby specifically appropriated to the Philadelphia Home for Infants, for the two fiscal years beginning June first, nineteen hundred and seven, and nineteen hundred and eight. The said sum to be applied for the maintenance and general expenses of the Home. Appropriation.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$5,000. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 630.

AN ACT

Making an appropriation to the Phoenixville Hospital, at
Phoenixville, Pennsylvania.

Section 1. Be it enacted, &c., That the sum of twenty-five (\$25,000) thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Phoenixville Hospital, at Phoenixville, Chester county, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of twenty (\$20,000) thousand dollars.

For the purpose of liquidating indebtedness, the sum of five thousand (\$5,000) dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$20,000 for the purpose of maintenance. This item is approved in the sum of \$15,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

 No. 631.

AN ACT

Making an appropriation to the Saint Luke's Hospital, of
South Bethlehem, Lehigh county, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of thirty-five thousand dollars (\$35,000), or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Saint Luke's Hospital, of South Bethlehem, Lehigh county, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of thirty thousand dollars (\$30,000), or so much thereof as may be necessary, and the sum of five thousand dollars for necessary repairs and improvements.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$5,000 for necessary repairs and improvements. I withhold my approval from this item because of insufficient State revenue.

EDWIN S. STUART.

No. 632.

AN ACT

Making an appropriation to the Chester County Hospital.

Section 1. Be it enacted, &c., That the sum of **Appropriation.** twenty thousand (\$20,000) dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Chester County Hospital, West Chester, Chester county, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$16,000. I withhold my approval from the remainder of said appropriation, because of insufficient State revenue.

EDWIN S. STUART.

No. 633.

AN ACT

Making an appropriation to the Conemaugh Valley Memorial Hospital, at the city of Johnstown.

Section 1. Be it enacted, &c., That the sum of fifty-five thousand dollars (\$55,000), or so much thereof as **Appropriation.** may be necessary, be and the same is hereby specifically appropriated to the Conemaugh Valley Memorial Hospital, at the city of Johnstown, for the two fiscal years beginning June first, one thousand nine hundred and seven; the sums to be appropriated for the following purposes; namely,—

For maintenance of Hospital, the sum of forty-five thousand dollars (\$45,000); for deficit in maintenance account, for years nineteen hundred and five and nineteen hundred and six, the sum of five thousand dollars (\$5,000); for deficit on account of construction and repairs to building, years nineteen hundred and five and nineteen hundred and six, the sum of one thousand five hundred dollars (\$1,500); for the completion of electric light plant, the sum of two thousand dollars (\$2,000); for ward furniture and supplies, the sum of one thousand five hundred dollars (\$1,500).

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$45,000 for the purpose of maintenance. This item is approved in the sum of \$40,000. I withhold my approval from the remainder of said item, because of insufficient State revenue.

EDWIN S. STUART.

No. 634.

AN ACT

Making an appropriation to the Pittston Hospital Association,
of Pittston, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of forty thousand dollars (\$40,000.00), or so much thereof as may be necessary, is hereby specifically appropriated to the Pittston Hospital Association, at Pittston, for the following purposes; namely,—

For the support and maintenance of the said hospital, for the two years beginning May first, nineteen hundred and seven, the sum of eighteen thousand dollars, or so much thereof as may be necessary (\$18,000).

For the purpose of assisting in the erection, completion, equipment and furnishing of additional buildings, already begun, and equipping the entire building with fire-escapes and coal-vaults, the sum of twenty-two thousand dollars (\$22,000), or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$22,000 for the purpose of assisting in the erection, completion, equipment and furnishing of additional buildings already begun and equipping the entire building with fire-escapes and coal-vaults. This item is approved in the sum of \$7,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

 No. 635.

AN ACT

Making an appropriation to the Medico-Chirurgical Hospital,
of Philadelphia.

Appropriation.

Section 1. Be it enacted, &c., That the following sums, or so much thereof as may be necessary, be and the same are hereby specifically appropriated to the Medico-Chirurgical Hospital, of Philadelphia, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

The sum of one hundred and twenty thousand dollars, or so much thereof as may be necessary, for the maintenance of the general hospital department.

The sum of twenty-five thousand dollars, or so much thereof as may be necessary, for repairs to the general hospital buildings.

The sum of one hundred and ten thousand dollars, or so much thereof as may be necessary, for the completion and equipment of the maternity and children's department, Eighteenth and Cherry streets, now in course of construction.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the following items:—

I withhold my approval from the item appropriating \$25,000 for the purpose of repairs to the general hospital buildings.

The item appropriating \$110,000 for the purpose of completing and equipping the maternity and children's department, is approved in the sum of \$80,000. I withhold my approval from the remainder of said item.

The aforesaid reductions have been made because of insufficient State revenue.

EDWIN S. STUART.

No. 636.

AN ACT

Making an appropriation to the Wilkes-Barre City Hospital.

Section 1. Be it enacted, &c., That the sum of fifty-six thousand dollars (\$56,000), or so much thereof as may be necessary, is hereby specifically appropriated to the Wilkes-Barre City Hospital, for the following purposes; namely,—

Appropriation.

For the support and maintenance of the said hospital, for the two years beginning June first, one thousand nine hundred and seven, thirty-five thousand dollars (\$35,000); for assistance in the erection of new buildings, and other improvements, including an isolated ward building for a Burn ward, fifteen thousand dollars (\$15,000); and for telephone and electric lighting plant, grading, paving, mattress sterilizer, plumbing, and repainting buildings, six thousand dollars (\$6,000), or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the following items:—

The item appropriating \$15,000 for the purpose of assisting in the erection of new buildings and other improvements, including an isolated ward building, is approved in the sum of \$5,000. I withhold my approval from the remainder of said item.

The item appropriating \$6,000 for telephone and electric lighting plant, grading, paving, mattress sterilizer, plumbing and repainting building, is approved

in the sum of \$5,000. I withhold my approval from the remainder of said item.

The aforesaid reductions have been made because of insufficient State revenue.

EDWIN S. STUART.

No. 637.

AN ACT

Making an appropriation to the Hospital Department of the Hahnemann Medical College and Hospital, of Philadelphia.

Appropriation.

Section 1. Be it enacted, &c., That the sum of two hundred and ten thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Hospital Department of the Hahnemann Medical College and Hospital, of Philadelphia, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of ninety thousand dollars, or so much thereof as may be necessary.

For the purpose of assisting in the completion and equipment of uncompleted building, and for the erection and equipment of an additional hospital building, the sum of one hundred and twenty thousand dollars (\$120,000).

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$120,000 for the purpose of assisting in the completion and equipment of the uncompleted building, and for the erection and equipment of an additional hospital building. This item is approved in the sum of \$85,000. I withhold my approval from the remainder of said item, because of insufficient State revenue.

EDWIN S. STUART.

No. 638.

AN ACT

Making an appropriation to the Lock Haven Hospital.

Appropriation.

Section 1. Be it enacted, &c., That the sum of twenty-one thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Lock Haven Hospital, for the two

fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of sixteen thousand dollars (\$16,000).

For the purpose of erecting and furnishing additional hospital buildings, in the city of Lock Haven, Clinton county, the sum of five thousand dollars (\$5,000).

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the following items:—

The item appropriating \$16,000 for the purpose of maintenance, is approved in the sum of \$15,000. I withhold my approval from the remainder of said item.

I withhold my approval from the item appropriating \$5,000 for the purpose of erecting and furnishing additional hospital building.

The aforesaid reductions have been made because of insufficient State revenue.

EDWIN S. STUART.

No. 639.

AN ACT

Making an appropriation to Saint Joseph's Hospital, of Philadelphia.

Section 1. Be it enacted, &c., That the sum of thirty-five thousand dollars be and the same is hereby specifically appropriated to Saint Joseph's Hospital, of Philadelphia, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of maintenance. Appropriation.

Section 2. That the sum of twenty-five thousand dollars be and the same is hereby specifically appropriated to Saint Joseph's Hospital, of Philadelphia, for the purpose of construction, completion, and equipment of necessary isolation building, elevator, renovation diet kitchen, ice plant, and re-pointing building.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$25,000 for the purpose of constructing, completing and equipping an isolation building, elevator, renovating diet kitchen, ice plant and re-pointing building. I withhold my approval from this item because of insufficient State revenue.

EDWIN S. STUART.

No. 640.

AN ACT

Making an appropriation to the Homoeopathic Medical and Surgical Hospital, of Reading, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of thirty thousand (\$30,000) dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Homoeopathic Medical and Surgical Hospital, of Reading, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of twenty thousand (\$20,000) dollars, or so much thereof as may be necessary; and ten thousand (\$10,000) dollars for completion, and indebtedness incurred in erection, of new building.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the following items:—

The item appropriating \$20,000 for the purpose of maintenance, is approved in the sum of \$15,000. I withhold my approval from the remainder of said item.

I withhold my approval from the item appropriating \$10,000 for completion and indebtedness incurred in erecting new building.

The aforesaid reductions have been made because of insufficient State revenue.

EDWIN S. STUART.

No. 641.

AN ACT

Making an appropriation to the Adrian Hospital Association, of Jefferson county, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of thirty-one thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Adrian Hospital Association of Jefferson county, Pennsylvania, for the following purposes; namely,—

For the purpose of maintenance, for the two fiscal years beginning June first, one thousand nine hundred and seven, the sum of twenty-three thousand dollars, or so much thereof as may be necessary.

For the purpose of assisting in the erection of an additional building, and for repairs and improvements on

the present building, the sum of eight thousand dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$8,000 for the purpose of assisting in the erection of an additional building and for repairs and improvements on the present building. This item is approved in the sum of \$3,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 642.

AN ACT

Making an appropriation to the Mercy Hospital, at Wilkes-Barre, Pennsylvania.

Section 1. Be it enacted, &c., That the sum of fifty-five thousand dollars (\$55,000), or so much thereof as may be necessary, is hereby specifically appropriated to the Mercy Hospital, at Wilkes-Barre, for the following purposes; namely,—

Appropriation.

For the support and maintenance of said hospital, for the two fiscal years beginning June first, one thousand nine hundred and seven, twenty thousand dollars (\$20,000), or so much thereof as may be necessary.

For assisting in the erection of a new building, including two pus wards, two eye wards, a general operating-room, an eye operating-room, a dispensary, a laboratory, an administration department, and an elevator, thirty-five thousand dollars (\$35,000), or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$35,000 for the purpose of assisting in the erection of a new building, including two pus wards, two eye wards, a general operating room, an eye operating room, a dispensary, a laboratory, an administration department and an elevator. This item is approved in the sum of \$20,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 643.

AN ACT

Making an appropriation to the DuBois Hospital.

Section 1. Be it enacted, &c., That the sum of seven thousand five hundred dollars, or so much there-

Appropriation.

of as may be necessary, be and the same is hereby specifically appropriated to the DuBois Hospital, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of seven thousand five hundred dollars.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$6,000. I withhold my approval from the remainder of said appropriation, because of insufficient State revenue.

EDWIN S. STUART.

No. 644.

AN ACT

Making an appropriation to the Nanticoke Hospital, in the county of Luzerne.

Appropriation.

Section 1. Be it enacted, &c., That the sum of twenty-five thousand dollars, or as much thereof as may be necessary, be and the same is hereby specifically appropriated to the Nanticoke Hospital, in the county of Luzerne, for the purpose of assisting in the erection, completion, equipment, and furnishing of a hospital for the care and treatment of injured or sick persons: Provided, That no part of this appropriation shall be paid by the State Treasurer until a hospital association shall have been regularly chartered under the laws of this Commonwealth; nor until the managers of said hospital association shall have certified, under oath, to the Auditor General, that the sum of at least twenty-five thousand dollars has been subscribed, and paid in cash to the treasurer of said board of managers, to be used in the erection and furnishing of the said building: And provided, further, That no part of this appropriation shall be paid by the State Treasurer until there shall have been filed by the managers of said hospital association, with the Auditor General, plans and specifications of said building, approved by the State Board of Charities, and of all the equipment and furniture therefor, together with contracts in writing, in satisfactory form, with good and sufficient sureties, duly executed by responsible contractors for the entire erection, completion, equipment, and furnishing of said building in accordance with the terms of this act; and the final payment of said appropriation shall be withheld until the Auditor General shall be satisfied, by a personal inspection by officials

of his department, that the terms of this act have been complied with, and that the said building has been completed, equipped, and furnished, ready for use, within the amount of the said appropriation.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$10,000. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 645.

AN ACT

Making an appropriation to the Woman's Medical College of Pennsylvania, for use in the Hospital Department.

Section 1. Be it enacted, &c., That the sum of fifty thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Woman's Medical College of Pennsylvania, for use in the Hospital Department, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of twenty-five thousand dollars, or so much thereof as may be necessary.

For the purpose of assisting in the reconstruction, erection, addition, equipment, and repairs of and to the hospital buildings, the sum of twenty-five thousand dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$25,000 for the purpose of assisting in the reconstruction, erection, addition, equipment and repairs of and to the hospital buildings. This item is approved in the sum of \$15,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 646.

AN ACT

Making an appropriation for the Hospital Department of the Jewish Hospital Association, of Philadelphia.

Section 1. Be it enacted, &c., That the sum of seventy-five thousand dollars (\$75,000), or so much

thereof as may be necessary, be and the same is hereby specifically appropriated to the Hospital Department of the Jewish Hospital Association, of Philadelphia, for the following purposes; namely,—

The sum of thirty thousand dollars, or so much thereof as may be necessary, for the purpose of maintenance, for the two fiscal years beginning June first, one thousand nine hundred and seven.

The sum of ten thousand dollars, or so much thereof as may be necessary, for the purpose of erecting a morgue and laboratory.

The sum of twenty thousand dollars, or so much thereof as may be necessary, for the purpose of erecting a surgical ward (\$20,000.00); and fifteen thousand (\$15,000) dollars for erecting a Nurses' Home.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the following items:

The item appropriating \$30,000 for the purpose of maintenance, is approved in the sum of \$25,000. I withhold my approval from the remainder of said item.

The item appropriating \$10,000 for the purpose of erecting a morgue and laboratory, is approved in the sum of \$5,000. I withhold my approval from the remainder of said item.

The item appropriating \$20,000 for the purpose of erecting a surgical ward, is approved in the sum of \$15,000. I withhold my approval from the remainder of said item.

The aforesaid reductions have been made because of insufficient State revenue.

EDWIN S. STUART.

No. 647.

AN ACT

Making an appropriation to the Bellefonte Hospital, at Bellefonte, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of sixteen thousand dollars (\$16,000), or so much thereof as may be necessary, is hereby specifically appropriated to the Bellefonte Hospital, at Bellefonte, Pennsylvania, for the two fiscal years commencing June first, one thousand nine hundred and seven (1907), for the following purposes; namely,—

For the purpose of maintenance, the sum of six thousand dollars (\$6,000), or so much thereof as may be necessary.

For the purpose of assisting in the erection, completion, and furnishing of an addition to the present

Hospital building, the sum of ten thousand dollars (\$10,000), or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$10,000 for the purpose of assisting in the erection, completion and furnishing of an addition to the present hospital building. This item is approved in the sum of \$6,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 648.

AN ACT

Making an appropriation to the trustees of the University of Pennsylvania.

Section 1. Be it enacted, &c., That the sum of five hundred thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the trustees of the University of Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the Hospital and the University of Pennsylvania; the said amount to be applied as follows:— Appropriation.

For maintenance of hospital, one hundred and fifty thousand dollars; for buildings, medical clinics, and dispensaries, seventy-five thousand dollars.

Section 2. That the sum of one hundred thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the trustees of the University of Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the use of the Veterinary Department, for the continuation of the erection of the new buildings for the department, and for necessary equipment for this department.

Section 3. That the sum of one hundred and seventy-five thousand (\$175,000) dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the trustees of the University of Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the general maintenance of the University, construction of buildings and purchase of apparatus, as the trustees may deem best for the interest of the University of Pennsylvania.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the following items:—

The item appropriating \$150,000 for maintenance of the hospital is approved in the sum of \$125,000. I withhold my approval from the remainder of said item.

The item appropriating \$175,000 for general maintenance of the University, construction of buildings, and purchase of apparatus, is approved in the sum of \$100,000. I withhold my approval from the remainder of said item.

The aforesaid reductions have been made for the reason that the condition of the State revenue does not justify a larger appropriation at this time.

EDWIN S. STUART.

No. 649.

AN ACT

Making an appropriation to the Allentown Hospital Association, at Allentown, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of twenty-eight thousand dollars (\$28,000), or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Allentown Hospital Association, at Allentown, for the two fiscal years commencing June one, Anno Domini one thousand nine hundred and seven.

For the purpose of maintenance, the sum of twenty-five thousand dollars (\$25,000), or so much thereof as may be necessary; and three thousand dollars (\$3,000), for indebtedness incurred for the erection of boiler-plant and steam-laundry.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$25,000 for the purpose of maintenance. This item is approved in the sum of \$22,000. I withhold my approval from the remainder of said item, because of insufficient State revenue.

EDWIN S. STUART.

No. 650.

AN ACT

Making an appropriation to the Monongahela Memorial Hospital Association, of Monongahela City, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of twenty thousand (\$20,000) dollars, or as much thereof as may be necessary, be and the same is hereby specif-

cally appropriated to the Monongahela Memorial Hospital Association, of Monongahela City, for the two fiscal years commencing June first, one thousand nine hundred and seven for the following purposes; namely,—

For the purpose of maintenance, the sum of ten thousand (\$10,000) dollars, or so much thereof as may be necessary; and the further sum of ten thousand dollars (\$10,000), for buildings and equipment of same: **Provido.** Provided, however, That no part of this sum of ten thousand dollars (\$10,000) shall become available until the trustees of this institution shall have raised a like amount.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$10,000 for buildings and equipment. This item is approved in the sum of \$5,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 651.

AN ACT

Making an appropriation to the Beaver County General Hospital, of Rochester, Pennsylvania.

Section 1. Be it enacted, &c., That the sum of twenty-three thousand dollars (\$23,000.00), or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Beaver County General Hospital, situated in the borough of Rochester, Beaver county, for the two fiscal years beginning June first, nineteen hundred and seven, for the following purposes; namely,— **Appropriation.**

For the purpose of maintenance, thirteen thousand dollars, or so much thereof as may be necessary.

For the purpose of erecting an addition to the present building, and for building a laundry and morgue, ten thousand dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the following items:

The item appropriating \$13,000 for the purpose of maintenance, is approved in the sum of \$10,000. I withhold my approval from the remainder of said item.

The item appropriating \$10,000 for the purpose of erecting an addition to the present building, and for

building a laundry and morgue, is approved in the sum of \$5,000. I withhold my approval from the remainder of said item.

The aforesaid reductions have been made, because of insufficient State revenue.

EDWIN S. STUART.

No. 652.

AN ACT

Making an appropriation for the Pittsburg Sanatorium, of the city of Pittsburg, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of twenty thousand (\$20,000.00) dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Pittsburg Sanatorium, located in the city of Pittsburg, for the two fiscal years beginning June first, nineteen hundred and seven (June 1, 1907), for the purpose of maintenance.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$15,000. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 653.

AN ACT

Making an appropriation to the Reading Hospital, in the city of Reading, Pennsylvania.

Appropriation.

Section 1. Be it enacted, &c., That the sum of forty-five thousand dollars (\$45,000), or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Reading Hospital, in the city of Reading, Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the support and maintenance of the said hospital, the sum of twenty thousand dollars (\$20,000.00); for improvement and enlarging of existing buildings, and the erection of an additional building for hospital purposes, the sum of twenty-five thousand dollars (\$25,000): Provided, That a like amount shall be raised by the trustees, and no part of the said twenty-five thousand dollars (\$25,000) to be available until an affidavit has been made by the trustees, to the Auditor

General, that the amount of twenty-five thousand dollars (\$25,000) has been paid into the Treasury.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$25,000 for the purpose of improving and enlarging existing buildings and the erection of an additional building for hospital purposes. This item is approved in the sum of \$5,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 654.

AN ACT

Making an appropriation to the Stetson Hospital, of Philadelphia.

Section 1. Be it enacted, &c., That the sum of ten thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Stetson Hospital, of Philadelphia, for maintenance, for the two fiscal years ending June first, one thousand nine hundred and nine.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$5,000. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 655.

AN ACT

Making an appropriation to the Charity Hospital, of Pittsburg, Pennsylvania.

Section 1. Be it enacted, &c., That the sum of one hundred and ten thousand (\$110,000) dollars be and the same is hereby specifically appropriated to the Charity Hospital, of Pittsburg, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of thirty-five thousand (\$35,000.00) dollars, or so much thereof as may be necessary.

For the purpose of assisting in the payment of the moneys due for the erection, equipment, and furnish-

Appropriation.

ing of the addition to said hospital, the sum of seventy-five thousand (\$75,000) dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$75,000, for the purpose of assisting in the payment of the moneys due for the erection, equipment and furnishing of the addition to said hospital. This item is approved in the sum of \$15,000. I withhold my approval from the remainder of said item, because of insufficient State revenue.

EDWIN S. STUART.

No. 656.

AN ACT

Making an appropriation to the Free Hospital for Poor Consumptives.

Appropriation.

Section 1. Be it enacted, &c., That the sum of ninety thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Free Hospital for Poor Consumptives, for the two fiscal years beginning June first, one thousand nine hundred and seven, to be applied as follows:—

For the purpose of maintaining and treating indigent patients, residents of Pennsylvania, free of charge, at its Sanatorium at White Haven, the sum of ninety thousand dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$70,000. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 657.

AN ACT

Making an appropriation to the Pittsburg Newsboys' Home.

Appropriation.

Section 1. Be it enacted, &c., That the sum of forty thousand dollars (\$40,000) be and the same is hereby specifically appropriated to the Pittsburg Newsboys' Home, for the purpose of assisting in the erection, completion, and equipment of one building, for the use of the said institution:

Provided, That no part of this appropriation of forty thousand dollars (\$40,000) shall become available until the management of the Pittsburg Newsboys' Home shall have certified, under oath, to the Auditor General that the sum of forty thousand dollars (\$40,000) has been subscribed, and paid in cash to the treasurer of said Board of Managers, to be used for the erection and equipment of said one building; and

Provided, further, That no part of this appropriation shall be paid by the State Treasurer until there shall have been filed by the management of the said Pittsburg Newsboys' Home, with the Auditor General, plans and specifications of said one building, of all the equipment thereof, together with contracts in writing, in satisfactory form, duly executed by responsible contractors, for the erection, completion, and equipment of said one building; and the final payment of said appropriation shall be withheld until the Auditor General shall be satisfied, by personal inspection of officers of his department, that the terms of this section have been complied with, and that the said building has been completed and equipped.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$25,000. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 658.

AN ACT

Making an appropriation to the Presbyterian Hospital, of Pittsburg and Allegheny.

Section 1. Be it enacted, &c., That the sum of one hundred thousand (\$100,000) dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Presbyterian Hospital, of Pittsburg and Allegheny, for the two fiscal years beginning June first, one thousand nine hundred and seven (1907), for the following purposes; namely,—

For the purpose of erecting a new building, the sum of seventy-five thousand (\$75,000) dollars, or so much thereof as may be necessary.

For the purpose of maintenance, the sum of twenty-five thousand (\$25,000) dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$75,000 for the purpose

of erecting a new building. This item is approved in the sum of \$65,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 659.

AN ACT

Making an appropriation to the Rush Hospital for Consumption and Allied Diseases, of Philadelphia.

Appropriation.

Section 1. Be it enacted, &c., That the sum of seventy-five thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the Rush Hospital for Consumption and Allied Diseases, at Philadelphia, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the purpose of maintenance, the sum of twenty-five thousand dollars; fifteen thousand dollars, or so much thereof as may be necessary, to be devoted to the city branch, and ten thousand dollars thereof, to the country branch of the hospital.

For the purpose of completing and furnishing the new building at Thirty-third street and Lancaster avenue, now under construction, the sum of fifty thousand dollars, or so much thereof as may be necessary.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$50,000 for the purpose of completing and furnishing the new building now under construction. This item is approved in the sum of \$25,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 660.

AN ACT

Extending the provisions of an act approved the tenth day of April, Anno Domini one thousand nine hundred and five, entitled "An act relating to the management, care, and maintenance of the National, or Cumberland, Road, and freeing the same from tolls, and making an appropriation therefor," to the portion of said road lying within Somerset county; directing the State Highway Commissioner to divide the said road into four divisions, and to employ a superintendent for each division; fixing the salaries thereof; making an appropriation for the purposes of this act, and repealing all acts or parts of acts inconsistent herewith or supplied hereby.

Section 1. Be it enacted, &c., That the provisions of the act approved the tenth day of April, Anno Domini one thousand nine hundred and five, entitled "An act relating to the management, care, and maintenance of the National, or Cumberland, Road, and freeing the same from tolls, and making appropriation therefor," which reads as follows:

Highways.

Cumberland or
National Road.

"Section 1. Be it enacted, &c., That so much of the Cumberland Road, lying within the State of Pennsylvania, as is now maintained, by officers appointed for that purpose, under existing laws, out of revenues received from the collection of tolls thereon, shall hereafter be under the care and management of the State Highway Department, and shall be maintained and kept in repair by the State Highway Commissioner, at the cost of the State.

Act of April 10,
1905, cited.

"Section 2. The standard or condition at which the road-bed aforesaid shall be maintained shall be prescribed by plans and specifications to be prepared by the State Highway Commissioner. Said plans and specifications may be varied for different sections of said road, according to the varying amount and character of the travel upon said different sections.

"Section 3. Upon taking charge of said road, the State Highway Commissioner shall cause the road-bed, including bridges forming parts thereof, to be put in good condition, by making such permanent repairs as may be found to be necessary. For this purpose there is hereby appropriated the sum of one hundred thousand dollars, whereof an amount not exceeding fifty thousand dollars shall be available during the first year following the passage of this act, and the remainder in the following year. Said work shall be done under contracts, let to the lowest responsible bidder, after advertising for proposals in not less than two newspapers of the county where the work is to be done.

"Section 4. The work of repairing and maintaining said road, or sections thereof, subsequent to the put-

ting of the same in condition as provided in section three, may be done by contract, let to the lowest responsible bidder, after thirty days' advertisement for proposals, in at least two newspapers of the county wherein the work is to be done; or the State Highway Department may do any such work itself, purchasing the necessary materials and appliances, and hiring the necessary labor, at the current rates for similar materials, appliances and labor. For the purpose of having the repair, maintenance, and care of said road properly supervised, the State Commissioner of Highways may employ not more than two superintendents, at a salary not to exceed one thousand dollars per annum, and assign to each of them the portion or portions of said road to be under his care. Said superintendents shall in all things be subject to the orders and direction of said Commissioner.

"Section 5. Upon the taking effect of this act, the several officers now in charge of portions of the said road under existing laws, shall hand over to the State Commissioner of Highways the custody and control thereof, and deliver to him any property belonging to the State in their hands and charge, and shall pay to the said Commissioner such moneys as shall be found to be in their hands, respectively, upon settlement of their accounts according to existing laws.

"Section 6. From and after the date at which this act takes effect the collection of tolls upon the Cumberland Road shall cease, and all travel thereafter shall be free of toll. Any buildings belonging to the State, and heretofore used for toll-collectors' residences or offices, or any other purpose in connection with said road, may be maintained by the Commissioner aforesaid, and leased by him to any person employed, under the State Highway Department, upon said road, for residence purposes, or used for storing tools, appliances, et cetera; or, in case the same shall not, in the judgment of said Commissioner, be required for any purpose connected with the said road, any such building may, by the said Commissioner, be sold, after advertisement, to the highest responsible bidder, to be removed, if standing within the limits of the road, by the purchaser thereof.

"Section 7. All acts and parts of acts inconsistent herewith are hereby repealed.

"Section 8. This act shall go into effect the first day of June, Anno Domini one thousand nine hundred and five," be and the same are hereby extended so as to include that portion of the National or Cumberland Road lying within Somerset county, which portion was not included in the said act.

Section 2. From and after the first day of June, Anno Domini one thousand nine hundred and seven, the State Highway Commissioner shall divide the said

Provisions extended to Somerset county.

road, in Somerset, Fayette and Washington counties, into four divisions, and shall employ one superintendent for each division, at a salary not to exceed eight hundred dollars per annum. The said superintendents shall devote their entire time to the care and maintenance of said road, and shall give bond in suitable and reasonable amounts.

Four divisions.

Superintendents.

Bond.

Section 3. The sum of one hundred and fifty thousand dollars is hereby appropriated for the purposes of this act: one hundred thousand dollars shall be available during the fiscal year ending June first, one thousand nine hundred and eight; and fifty thousand dollars, during the following year.

Appropriation.

Section 4. All acts and parts of acts inconsistent herewith or supplied hereby are hereby repealed.

Repeal.

Section 5. This act shall go into effect the first day of June, Anno Domini one thousand nine hundred and seven.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$100,000: \$50,000 to be available during the fiscal year ending June 1, 1908, and \$50,000 to be available during the fiscal year ending June 1, 1909. I withhold my approval from the remainder of said appropriation, because of insufficient State revenue.

EDWIN S. STUART.

 No. 661.

AN ACT

Making an appropriation to the Philadelphia Protectory for Boys.

Section 1. Be it enacted, &c., That the sum of fifty thousand dollars (\$50,000) be and the same is hereby specifically appropriated to the said Philadelphia Protectory, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the completion of buildings.

Appropriation.

Section 2. That the sum of twenty thousand dollars be and the same is hereby specifically appropriated to the said Philadelphia Protectory, for the purpose of maintenance.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$50,000 for the purpose of the completion of buildings. This item is approved in the sum of \$40,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 662.

AN ACT

Making an appropriation for the purchase of lands to be held as State Forest Reserves, in order to carry into effect the appropriate provisions of an act, entitled "An act to establish a Department of Forestry, to provide for its proper administration, to regulate the acquisition of land for the Commonwealth, and to provide for the control, protection, and maintenance of Forestry Reservations by the Department of Forestry," approved February twenty-fifth, one thousand nine hundred and one (Pamphlet Laws, page eleven), and also a subsequent act, entitled "An act to limit the amount of money expended each year by the State Forestry Reservation Commission, in the purchase of lands for the Commonwealth," approved April fifteenth, one thousand nine hundred and three (Pamphlet Laws, page two hundred and one).

Appropriation.

State Forest reserves.

Forestry Reservation Commission.

Section 1. Be it enacted, &c., That the sum of six hundred thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated for the purchase of lands to be held as State Forest Reserves, in order to carry into effect the appropriate provisions of an act of Assembly, entitled "An act to establish a Department of Forestry, to provide for its proper administration, to regulate the acquisition of land for the Commonwealth, and to provide for the control, protection, and maintenance of Forestry Reservations by the Department of Forestry," approved the twenty-fifth day of February, one thousand nine hundred and one (Pamphlet Laws, page eleven), and also a subsequent act entitled "An act to limit the amount of money expended each year by the State Forestry Reservation Commission in the purchase of lands for the Commonwealth," approved the fifteenth day of April, one thousand nine hundred and three (Pamphlet Laws, page two hundred and one), three hundred thousand dollars thereof, or so much thereof as may be necessary, for the fiscal year beginning June first, one thousand nine hundred and seven; and three hundred thousand dollars thereof, or so much thereof as may be necessary, for the fiscal year beginning June first, one thousand nine hundred and eight.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$500,000. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 663.

A FURTHER SUPPLEMENT

To an act, entitled "An act to accept the grant of public lands by the United States for the endowment of Agricultural Colleges," approved April first, one thousand eight hundred and sixty-three, and making appropriations for carrying the same into effect.

Section 1. Be it enacted, &c., That in order to carry into effect the act of Congress, approved July second, one thousand eight hundred and sixty-two, granting public lands to the several States for educational purposes, and the act of the Legislature of Pennsylvania, approved April first, one thousand eight hundred and sixty-three, accepting the provisions and conditions of said act of Congress, and pledging the faith of the State to carry the same into effect, the following sums, or so much thereof as may be necessary, be and are hereby specifically appropriated, for the two fiscal years beginning June first, one thousand nine hundred and seven, to the trustees of The Pennsylvania State College, for the following purposes; namely,—

Appropriation.

The Pennsylvania State College.

For the maintenance of the school of agriculture, including salaries of instructors, and other necessary expenses connected with short courses in agriculture, courses in forestry, dairy husbandry, poultry husbandry, correspondence courses, animal nutrition and such other forms of agricultural extension work as may appear necessary and practicable, seventy thousand dollars (\$70,000), for the two fiscal years beginning June first one thousand nine hundred and seven.

For the maintenance of the School of Engineering, including the departments of civil engineering, electrical engineering, and mechanical engineering; to provide for the salaries of instructors, necessary supplies, materials, labor, janitor service, repairs, and additional equipment, the sum of sixty thousand dollars (\$60,000), for the two fiscal years beginning June first, one thousand nine hundred and seven.

To relieve the overcrowded laboratories and lecture-rooms, the sum of seventy thousand dollars, for the erection of a section of a science building.

For the purpose of establishing a Department of Home Economics for Women, at the College, for the maintenance of the department, including the payment of salaries of instructors, and providing supplies necessary for the same, the sum of twelve thousand dollars.

For the purpose of renovating, altering, and enlarging the dormitory for women, the sum of thirteen thousand dollars.

For grading and otherwise fitting a new athletic field, in order to provide suitable and adequate

grounds for the outdoor games and athletic exercises of the student-body, the sum of fifteen thousand dollars.

In order to carry the act into effect, approved the fifteenth day of May, one thousand nine hundred and three, relating to investigations in the culture, curing, and preparation of leaf tobacco, under the management of the Tobacco Growers' Society of Lancaster, the sum of four thousand dollars is hereby appropriated, for the two fiscal years beginning June first, one thousand nine hundred and seven.

For maintenance of School of Mining and Metallurgy, for two years, the sum of fifty thousand dollars; of which twenty thousand dollars shall be used in the completion of building, and thirty thousand dollars for maintenance.

For maintenance of Department of Chemistry, two years, the sum of ten thousand dollars.

For maintenance and improvements in other departments, not mentioned in this bill, the sum of thirty thousand dollars is hereby appropriated, to be used accordingly to the best judgment of the trustees.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating \$70,000 for the purpose of erecting a section of the science building. This item is approved in the sum of \$20,000. I withhold my approval from the remainder of said item because of insufficient State revenue.

EDWIN S. STUART.

No. 664.

AN ACT

Making an appropriation to the city of Philadelphia, for the purposes of improving her water-front and dockage system, and reclaiming waste lands.

Appropriation.

Philadelphia.

Water-front and dockage system, etc.

Section 1. Be it enacted, &c., That the sum of five hundred thousand dollars be and the same is hereby specifically appropriated to the city of Philadelphia, conditioned upon the said city of Philadelphia appropriating a like or greater sum, for the improvement of her water-front and dockage system, and the reclaiming of waste lands.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$250,000. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 665.

AN ACT

To make an appropriation to the United Charities of Hazleton.

Section 1. Be it enacted, &c., That the sum of **six thousand dollars**, or so much thereof as may be necessary, be and the same is hereby appropriated to the United Charities, of Hazleton, for the two fiscal years beginning June first, nineteen hundred and seven, for the following purposes; namely,—

Appropriation.

The sum of five thousand dollars, or so much thereof as may be necessary, for maintenance, and the sum of one thousand dollars, or so much thereof as may be necessary, for improvements.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the following items:

The item appropriating \$5,000 for the purposes of maintenance, is approved in the sum of \$3,000. I withhold my approval from the remainder of said item.

I withhold my approval from the item appropriating \$1,000 for improvements.

The aforesaid reductions have been made because of insufficient State revenue.

EDWIN S. STUART.

No. 666.

AN ACT

Making appropriations to the trustees of the Western University of Pennsylvania, for erection of building for School of Mines, for general maintenance of the University, construction of buildings and purchase of apparatus, and for hospital, dental, educational, engineering, and observatory purposes.

Section 1. Be it enacted, &c., That the sum of **two hundred and fifty thousand dollars**, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the trustees of the Western University of Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the erection of a building for the School of Mines of said University.

Appropriation.

Section 2. That the sum of fifty thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the trustees of the Western University of Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the general maintenance

of the University, the construction of buildings, and the purchase of apparatus, as the trustees may deem best for the interests of the University.

Section 3. That the sum of forty-nine thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the trustees of the Western University of Pennsylvania, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; to wit,—

The Reineman Hospital, fourteen thousand five hundred dollars.

The Kaufmann Clinic, seven thousand dollars.

The Dental Clinic, two thousand five hundred dollars.

The Department of Education, the School of Engineering, the Observatory, twenty-five thousand dollars.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the following items:

The item appropriating \$250,000 for the purpose of the erection of a building for the School of Mines is approved in the sum of \$175,000. I withhold my approval from the remainder of said item.

The item appropriating \$50,000 for the purpose of general maintenance, the construction of buildings and the purchase of apparatus is approved in the sum of \$25,000. I withhold my approval from the remainder of said item.

The aforesaid reductions have been made because of insufficient State revenue.

EDWIN S. STUART.

No. 667.

AN ACT

Making an appropriation to the American Art Society, of Philadelphia, for the purpose of encouraging American art.

Appropriation.

Section 1. Be it enacted, &c., That the sum of ten thousand dollars be and the same is hereby specially appropriated to the American Art Society, of Philadelphia, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the purpose of encouraging American art.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$7,000. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 668.

AN ACT

Making appropriations to the State Normal Schools of the Commonwealth, and regulating the number of trustees to be elected and appointed.

Section 1. Be it enacted, &c., That the sum of three hundred and ninety thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to the several State Normal Schools, organized and accepted as such under the laws of this Commonwealth, for the two fiscal years beginning June one, one thousand nine hundred and seven, for the purpose of maintenance.

Appropriation.

State normal schools.

Section 2. That the sum of four hundred ninety-six thousand dollars (\$496,000) be and the same is hereby specifically appropriated to the said several State Normal Schools of the Commonwealth, for the payment of debts already incurred, and for the erection of necessary buildings and the equipment thereof.

Section 3. Said appropriations to be distributed as follows, among the thirteen State Normal Schools of the Commonwealth:—

Lock Haven, forty-eight thousand dollars, \$48,000.

Edinboro, forty-eight thousand dollars, \$48,000.

Millersville, forty-eight thousand dollars, \$48,000.

California, forty-eight thousand dollars, \$48,000.

Mansfield, forty-eight thousand dollars, \$48,000.

Indiana, forty-eight thousand dollars, \$48,000.

Bloomsburg, thirty-five thousand dollars, \$35,000.

Kutztown, twenty-five thousand dollars, \$25,000.

West Chester, forty-eight thousand dollars, \$48,000.

Shippensburg, twenty-five thousand dollars, \$25,000.

Clarion, twenty-five thousand dollars, \$25,000.

East Stroudsburg, twenty-five thousand dollars, \$25,000.

Slippery Rock, twenty-five thousand dollars, \$25,000.

Section 4. The number of trustees for each of the said State Normal Schools, appointed to represent the Commonwealth, shall be nine, and those elected on the part of the stockholders shall be nine, to be appointed, elected and serve as now provided by existing laws.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the following items:

The item appropriating \$390,000, for the purpose of maintenance, is approved in the sum of \$312,000. I withhold my approval from the remainder of said item.

The item appropriating \$496,000, for the payment of debts incurred by the several State Normal Schools, and for the erection of necessary buildings and equipment, is approved in the sum of \$200,000. I withhold

my approval from the remainder of said item. The appropriation of \$200,000, as approved, to be distributed as follows among the thirteen State Normal Schools of the Commonwealth:

Lock Haven, forty thousand dollars.

Edinboro, fifteen thousand dollars.

Millersville, fifteen thousand dollars.

California, fifteen thousand dollars.

Mansfield, ten thousand dollars.

Indiana, thirty thousand dollars.

Bloomsburg, fifteen thousand dollars.

Kutztown, ten thousand dollars.

West Chester, ten thousand dollars.

Shippensburg, ten thousand dollars.

Clarion, ten thousand dollars.

East Stroudsburg, ten thousand dollars.

Slippery Rock, ten thousand dollars.

The aforesaid reductions have been made because of insufficient State revenue.

EDWIN S. STUART.

No. 669.

AN ACT

Making an appropriation to The Academy of Natural Sciences, of Philadelphia.

Appropriation.

Section 1. Be it enacted, &c., That the sum of two hundred and fifty thousand dollars, or so much thereof as may be necessary, be and the same is hereby specifically appropriated to The Academy of Natural Sciences, of Philadelphia, for the two fiscal years beginning June first, one thousand nine hundred and seven, for the following purposes; namely,—

For the erection of an additional building, and the alteration of the present building to conform with the new structure; and also to render the buildings fire-proof, for the safeguarding of one of the great natural history collections, and the most valuable natural history library, in America.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$150,000. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 670.

AN ACT

Making an appropriation to the Commissioners of Valley Forge Park.

Section 1. Be it enacted, &c., That the sum of one hundred and six thousand six hundred thirty dollars is hereby specifically appropriated to the commissioners of Valley Forge Park, for the two fiscal years beginning June one, nineteen hundred and seven, for the following purposes; namely,—

The sum of fifteen thousand dollars for the purchase or condemnation of lands, for the necessary expenses incident thereto, and grading same.

The sum of thirty thousand dollars, for laying out, building, macadamizing, paving, and maintaining of roads and paths, already built or to be built.

The sum of ten thousand dollars for placing water-pipes along inner and outer line of entrenchments, for erection of stand-pipe, erecting wells, for purchase of water-carts for purpose of sprinkling roads, et cetera.

The sum of two thousand dollars, for purchase of trees and shrubbery, and planting same.

The sum of twenty-six thousand six hundred and eighty dollars, for future care, preservation, and maintenance of redoubts and entrenchments, for care of land already taken and yet to be purchased or condemned for park purposes, uniforms for guards, tools, machinery, rollers, mowing-machines, and for the necessary expenses of the employment of a superintendent, guards, and workmen.

The sum of one thousand five hundred dollars for the purpose of purchasing fertilizers, plowing, mowing, et cetera, in order to secure lawns.

The sum of twenty-five hundred dollars, for construction of fences, and painting fences and observatory.

The sum of two thousand five hundred dollars, for repairs to old schoolhouse and restoring same to its original condition, and for repairs to buildings, and for the reproduction of huts on sites of those occupied in winter of seventeen hundred and seventy-seven and seventy-eight.

The sum of one thousand dollars for stone pillars to be erected at park entrance.

The sum of four hundred and fifty dollars, for the erection and maintenance of toilet-rooms.

The sum of one thousand dollars, for the incidental and necessary expenses of the commission.

The sum of ten thousand dollars, for the erection of monuments or markers to show location of Pennsylvania brigades.

Appropriation.

Lands.

Roads.

Water-supply.

Trees, etc.

Redoubts, etc.

Lawns.

Fences, etc.

Repairs.

Huts.

Pillars.

Toilets.

Incidental expenses.

Markers.

The sum of four thousand dollars, for the erection of markers showing location of the brigades from different States during winter of seventeen hundred and seventy-seven and seventy-eight.

Payments.

The said appropriation to be paid on the warrant of the Auditor General, on a settlement made by him and the State Treasurer; but no warrant shall be drawn in payment of land acquired, either by purchase or condemnation, until the Commissioners of the said park shall, either by its president or treasurer, have filed with the Auditor General an itemized statement of the cost of said land taken by purchase or under condemnation proceedings during the previous quarter, and the same is approved by the said Auditor General and the State Treasurer, nor until the treasurer shall have sufficient money in the treasury, not otherwise appropriated, to pay the quarterly instalments due said Commissioners; and unexpended balances of sums appropriated for specific purposes shall not be used for other purposes, whether specific or general, and shall revert to the State Treasury at the close of the fiscal years.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the following items:

The item appropriating \$30,000 for the purpose of laying out, building, macadamizing, paving and maintaining of roads and paths is approved in the sum of \$20,000. I withhold my approval from the remainder of said item.

I withhold my approval from the item appropriating \$10,000 for placing water pipes along inner and outer line of entrenchments, for erection of stand pipe, erecting wells, for purchase of water carts for purpose of sprinkling of roads.

The item appropriating \$2,500 for construction of fences and painting fences and observatory is approved in the sum of \$500. I withhold my approval from the remainder of said item.

I withhold my approval from the item appropriating \$1,000 for stone pillars to be erected at park entrance.

The item appropriating \$10,000 for the erection of monuments or markers to show location of Pennsylvania brigades is approved in the sum of \$8,000. I withhold my approval from the remainder of said item.

The aforesaid reductions have been made because of insufficient State revenue.

EDWIN S. STUART.

No. 671.

AN ACT

Making an appropriation to the Waynesburg College, an institution of learning, providing for the coeducation of the sexes in the arts and sciences, et cetera.

Section 1. Be it enacted, &c., That the sum of thirty thousand dollars (\$30,000) be and the same is hereby appropriated to the Waynesburg College, a collegiate coeducational institution, teaching the arts and sciences, located at Waynesburg, Greene county, Pennsylvania, for the purpose of building a dormitory, for the use of the young ladies attending said institution. And the State Treasurer is hereby directed to pay the same to the building committee of the board of trustees of said institution, as the same may be needed and required to build and complete said dormitory, out of any funds in hands otherwise unappropriated. Appropriation.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$15,000. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 672.

AN ACT

Providing for the erection of a monument to the Union soldiers, buried in the United States Military Cemetery at Winchester, Virginia.

Section 1. Be it enacted, &c., That the sum of twenty-five thousand dollars, or as much thereof as may be necessary, be and the same is hereby specifically appropriated, out of any moneys in the State Treasury not otherwise appropriated, for the erection of a suitable monument to the Union soldiers, buried in the United States military cemetery at Winchester, Virginia. Appropriation.

Section 2. That the Governor shall appoint three commissioners whose duty it shall be to select the design, material, and inscription for said monument, and contract for and supervise the erection thereof. Said commissioners shall serve without compensation, but shall have their necessary expenses paid, and shall make necessary arrangements for the unveiling of said monument. And the Auditor General shall, upon satisfactory vouchers or statements presented to him by the commissioners, draw his warrants upon the State Monument at Winchester, Va.

Commission.

Treasury for all amounts expended by said Commission in carrying out the purposes of this act, not exceeding in the aggregate said sum of twenty-five thousand dollars. And the said commissioners shall make a report of their work to the Governor, and file with the Auditor General a verified statement of all expenses incurred by them hereunder.

APPROVED—The thirteenth day of June, Anno Domini one thousand nine hundred and seven, in the sum of \$20,000. I withhold my approval from the remainder of said appropriation because of insufficient State revenue.

EDWIN S. STUART.

No. 673.

AN ACT

To provide for the ordinary expenses of the Executive, Judicial and Legislative Departments of the Commonwealth, interest on the public debt, and the support of the public schools, for the two fiscal years beginning June first, one thousand nine hundred and seven, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and seven.

Appropriations for
the two fiscal
years beginning
June 1, 1907.

Bills unpaid May
31, 1907.

Section 1. Be it enacted, &c., That the following sums, or so much thereof as may be necessary, be and the same are hereby specifically appropriated to the several objects hereinafter named, for the two fiscal years commencing on the first day of June, one thousand nine hundred and seven, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and seven, to be paid out of any moneys in the Treasury not otherwise appropriated.

Section 2. For the payment of salaries of the several State officers, the clerks and employes in the several departments of the State government, and for the incidental expenses of the said departments, the following sums, or so much thereof as may be necessary; the same to be paid on the warrant of the Auditor General upon the State Treasurer, in the amounts as follows, and in the manner prescribed by law.

Executive Department.

Governor.

For the payment of the salary of the Governor, two years, the sum of twenty thousand dollars (\$20,000.00).

Clerk hire.

For the payment of clerk hire, two years, the sum of twenty-one thousand two hundred dollars (\$21,200.00).

Contingent.

For the payment of contingent expenses, two years, the sum of twenty-eight hundred dollars (\$2,800.00).

Lieutenant Governor.

For the payment of the salary of the Lieutenant Governor, two years, the sum of ten thousand dollars (\$10,000.00).

For the payment of the clerk to the Lieutenant Governor, two years, the sum of three thousand dollars (\$3,000.00). Clerk.

For the payment of the stenographer to the Lieutenant Governor, for two years, the sum of two thousand dollars (\$2,000.00). Stenographer.

State Department.

For the payment of the salary of the Secretary of the Commonwealth, two years, the sum of sixteen thousand dollars (\$16,000.00). Secretary of the Commonwealth.

For the payment of the salary of the Deputy Secretary of the Commonwealth, two years, the sum of six thousand dollars (\$6,000.00). Deputy.

For the payment of clerk hire, including messenger and night-watchman, two years, the sum of seventy-eight thousand five hundred dollars (\$78,500.00). Clerks.

For the payment of contingent expenses, two years, the sum of seven thousand five hundred dollars (\$7,500.00). Contingent.

For the payment of clerical assistance and other expenses, including postage and express charges, incurred under the provisions of the ballot law of one thousand eight hundred and ninety-three, and the several supplements thereto, two years, the sum of three thousand dollars (\$3,000.00). Ballot law.

Auditor General's Department.

For the payment of the salary of the Auditor General, two years, the sum of eight thousand dollars (\$8,000.00). Auditor General.

For the payment of the Auditor General, for services as a member of the Board of Public Grounds and Buildings, two years, the sum of one thousand two hundred dollars (\$1,200.00). As a member of Board of Public Grounds and Buildings.

For the payment of the salary of the Deputy Auditor General, two years, the sum of six thousand dollars (\$6,000.00). Deputy.

For the payment of the salary of the corporation clerk, two years, the sum of six thousand dollars (\$6,000.00). Corporation clerk.

For the payment of the salary of the chief clerk, two years, the sum of six thousand dollars (\$6,000.00). Chief clerk.

For the payment of the salary of a clerk to the Board of Public Accounts, two years, the sum of six hundred dollars (\$600.00). Clerk, Board of Public Accounts.

For the payment of clerk hire, two years, the sum of one hundred and nine thousand four hundred dollars (\$109,400.00). Clerks.

For the payment of the expense of the execution of the corporation tax laws, two years, the sum of two thousand dollars (\$2,000.00). Corporation laws.

Examining accounts.

For the payment of necessary expenses of the person or persons, appointed in pursuance of law, to examine the accounts of city or county officers, or individuals required by law to make report to the Auditor General, of moneys due for fees or tax received for the use of the Commonwealth, two years, the sum of two thousand dollars (\$2,000.00).

Contingent.

For the payment of contingent expenses, two years, the sum of nine thousand dollars (\$9,000.00).

Stenographers, etc.

For the payment of stenographers and typewriters, and temporary clerical assistance, and for such compilations as may be necessary for the use of the Department, two years, the sum of fifteen thousand dollars: Provided, That services as such shall be required for said time (\$15,000.00).

Extra clerical assistance.

For the payment of extra clerical service to audit licenses and appropriation accounts, made necessary by the recent revenue and other legislation, two years, the sum of fourteen thousand dollars: Provided, That such services shall be required during that time (\$14,000.00).

Mercantile licenses.

For the payment of the execution of the laws relating to the collection of mercantile licenses, and all expenses incident thereto, for two years, the sum of three thousand dollars (\$3,000.00).

Books, etc.

For the purchase of patent indices, registries, law books, and other publications necessary for the proper conduct of the work of collecting taxes from corporations, the sum of two thousand dollars (\$2,000.00).

Classifying documents, etc.

For the payment of the necessary labor in completing, assorting, and classifying and filing away, the papers and documents in the document-room of the Auditor General's Department, in the basement of the Executive Building, and providing pigeon-holes and cases for the same, and for folding and addressing the blanks of the several corporations doing business in this Commonwealth, the sum of forty-eight hundred dollars (\$4,800.00).

Expert accountants.

For the payment of the salaries expert accountants (per section two, act July fifteenth, one thousand eight hundred and ninety-seven, Pamphlet Laws, page two hundred and ninety-one) two years, the sum of fifteen thousand dollars (\$15,000.00).

Expenses expert accountants.

For the payment of the necessary expenses incurred in the work of expert accountants, employed by the Auditor General as authorized by the act of July fifteenth, one thousand eight hundred and ninety-seven, Pamphlet Laws, page two hundred and ninety-one, the sum of eleven thousand dollars, or so much thereof as may be necessary, for the two fiscal years beginning June 1st, one thousand nine hundred and seven.

Expert auditor.

For the payment of an expert auditor, to audit all

accounts presented to the Auditor General for his approval and settlement, two years, the sum of four thousand dollars (\$4,000.00).

For the payment of the salary of a clerk, to prepare detail statement for annual report, for two years, the sum of three thousand dollars (\$3,000.00). Report clerk.

For the payment of all costs and charges that may be incurred in the entering of liens, that may be filed against delinquent corporations in the several courts of this Commonwealth, two years, the sum of one thousand dollars (\$1,000.00). Liens.

For the payment of the necessary expenses in having recorded all deeds and other obligations, belonging to and given to the Commonwealth, two years, the sum of three hundred dollars (\$300.00). Recording deeds, etc.

For the payment of clerical assistance in opening a new set of corporation ledgers, the balance and transferring of accounts, and making new indices for the same, for the two fiscal years, the sum of four thousand dollars (\$4,000.00). Ledgers, etc.

Treasury Department.

For the payment of the salary of the State Treasurer, two years, the sum of sixteen thousand dollars (\$16,000.00). Treasurer.

For the payment of the State Treasurer, for services as a member of the Board of Public Grounds and Buildings, two years, the sum of one thousand two hundred dollars (\$1,200.00). As a member of the Board of Public Grounds and Buildings.

For the payment of the salary of the cashier, two years, the sum of six thousand dollars (\$6,000.00). Cashier.

For the payment of the salary of the assistant cashier, two years, the sum of four thousand four hundred dollars (\$4,400.00). Assistant.

For the payment of clerk hire, including messenger, night-watchman, and fireman, two years, the sum of thirty-five thousand four hundred dollars (\$35,400.00). Messenger, etc.

For the payment of the traveling expenses of the bond clerk and the assistant bond clerk, two years, the sum of two thousand dollars (\$2,000.00). Traveling expenses.

For the payment of clerical assistance in opening a new set of corporation ledgers, the balancing and transferring of accounts, and making new indices for the same, the sum of four thousand dollars (\$4,000.00). Clerical assistance.

For the payment of the contingent expenses, two years, the sum of three thousand dollars (\$3,000.00). Contingent.

Attorney General's Department.

For the payment of the salary of the Attorney General, two years, the sum of twenty-four thousand dollars. Attorney General.

For the payment of the salary of the Deputy At- Deputy.

torney General, two years, the sum of ten thousand dollars.

Assistant deputy. For the payment of the salary of the Assistant Deputy Attorney General, two years, the sum of seven thousand dollars.

Deficit. For the payment of the salary of the Assistant Deputy Attorney General, two months, from April one, one thousand nine hundred and seven, to June one, one thousand nine hundred and seven, the sum of five hundred eighty-three dollars and thirty-three cents.

Clerks. For the payment of clerk hire, two years, the sum of nineteen thousand four hundred dollars.

Stenographer, deficit. For the payment of the salary of one stenographer, from April one, one thousand nine hundred and seven, to June one, one thousand nine hundred and seven, the sum of one hundred sixty-six dollars and sixty-six cents.

Contingent, etc. For the payment of the contingent expenses, official fees, witness fees, serving processes, and for such other costs as the Commonwealth may be liable to pay in cases in which the Commonwealth is or may be a party, and for the payment of postage, express charges, and other incidental expenses, for the two fiscal years commencing June first, one thousand nine hundred and seven, the sum of twenty-five thousand dollars.

Attorneys, etc. For the payment of the services of resident attorneys to assist in the prosecution and trial of cases and the prosecution of claims, employed by the Attorney General as provided by the act of April seventeen, one thousand eight hundred and sixty-one (Pamphlet Laws, three hundred and seventy-one), and for the payment of the services of special district attorneys, appointed by the Attorney General, as provided by the act of May two, one thousand nine hundred and five (Pamphlet Laws, three hundred and fifty-one), for the two fiscal years commencing June first, one thousand nine hundred and seven; and for the payment of the services of such attorneys or special district attorneys, rendered, and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and seven, the sum of thirty thousand dollars.

Department of Internal Affairs.

Secretary. For the payment of the salary of the Secretary of Internal Affairs, two years, the sum of eight thousand dollars (\$8,000.00).

Deputy. For the payment of the salary of the Deputy Secretary of Internal Affairs, two years, the sum of six thousand dollars (\$6,000.00).

For the payment of the salary of the clerk to the Board of Public Property, two years, the sum of four hundred dollars (\$400.00).

Clerk, Board of
Public Property.

For the payment of the salaries of the other officials, clerks, and employes in the Department of Internal Affairs, two years, the sum of eighty-four thousand six hundred dollars (\$84,600.00).

Salaries.

For the payment of contingent expenses, two years, the sum of six thousand dollars (\$6,000.00).

Contingent.

For the payment of traveling and other incidental expenses for the collection of statistics by the Bureau of Industrial Statistics of the Department of Internal Affairs, for the two fiscal years commencing June first, one thousand nine hundred and seven, the sum of twelve thousand dollars; said amount to cover the contingent fund provided by the act of Assembly of one thousand eight hundred and seventy-four, and, in addition thereto, the expense of the collectors of statistics appointed under the act of Assembly approved April fourth, one thousand eight hundred and eighty-nine (Pamphlet Laws, page twenty-six), and also to cover such extra services as may be required in compiling data for the annual report (\$12,000.00).

Bureau of Indus-
trial Statistics,
etc.

For the payment of services rendered and expenses incurred in the collection of tax statistics, and for the compilation of the same, as required by the act of Assembly approved May ninth, one thousand eight hundred and eighty-nine, for the two fiscal years beginning June first, one thousand nine hundred and seven, the sum of ten thousand dollars, to be paid upon the warrant of the Auditor General, upon specifically itemized vouchers certified by the Secretary of Internal Affairs. (\$10,000.00.)

Tax statistics.

For the payment of the services and expenses to be incurred in the examination and repairs of the boundary line monuments between the State of Pennsylvania and adjoining States, as required by the second section of the act of Assembly, approved the fourth day of May, one thousand eight hundred and eighty-nine, for the two fiscal years beginning June first, one thousand nine hundred and seven, the sum of two thousand dollars (\$2,000.00).

Boundary line
monuments.

For the payment of necessary services and expenses incurred, through the Bureau of Railways of the Department of Internal Affairs, in the investigation of complaints made against corporations, under sections four and five of the act approved the eleventh day of May, one thousand eight hundred and seventy-four; for the necessary services and expenses incident to the investigations against delinquent corporations, under the act approved the nineteenth day of April, one thousand eight hundred and ninety-seven; and for the investigation of accidents, and the securing of special reports, as authorized under section eleven,

Bureau of Rail-
ways.

article seventeen, of the Constitution, the sum of two thousand dollars for each of the two years beginning June first, one thousand nine hundred and seven, and June first, one thousand nine hundred and eight (\$4,000.00.) All expenditures under this appropriation to be itemized and verified by oath, on vouchers certified by the Secretary of Internal Affairs and filed with the Auditor General.

Draftsmen.**Land Office Bureau.**

For the temporary employment of draftsmen, in the copying of surveys or other ancient papers, important to be preserved in the Land Office Bureau, as required by the act, approved the sixteenth day of February, one thousand eight hundred and thirty-three (Pamphlet Laws, page forty-seven), the sum of twenty thousand dollars for each of the two fiscal years beginning June first, one thousand nine hundred and seven (\$40,000.00.)

Vacant lands.

For the expense incident to the investigating and surveying of vacant or unappropriated lands, as authorized and provided in the first section of the act, entitled "An act relating to the granting of titles by the Commonwealth to vacant or unappropriated land, the price to be paid for the same, the conveyance to the State Forestry Reservation Commission where desirable for forest culture or forest preservation, and preventing the granting of warrants for the beds of navigable rivers," approved the twenty-eighth day of March, one thousand nine hundred and five, the sum of one thousand dollars for each of the years beginning June first, one thousand nine hundred and seven, and June first, one thousand nine hundred and eight (\$2,000.00.)

Banking Department.**Commissioner.**

For the payment of the salary of the Commissioner of Banking, two years, the sum of twelve thousand dollars (\$12,000.00).

Deputy.

For the payment of the salary of the Deputy Commissioner of Banking, two years, the sum of six thousand dollars (\$6,000.00).

Clerks.

For the payment of clerk hire, two years, the sum of eleven thousand two hundred dollars (\$11,200.00).

Examiners.

For the payment of the salaries and expenses of the examiners, two years, the sum of one hundred and sixty thousand dollars (\$160,000.00).

Stenographers.

For the payment of the salary of two stenographers and typewriter, two years, the sum of four thousand eight hundred dollars (\$4,800.00).

Messenger.

For the payment of the salary of the messenger, two years, the sum of one thousand eight hundred dollars (\$1,800.00).

Contingent.

For the payment of the contingent expenses, two years, the sum of four thousand five hundred dollars (\$4,500.00).

Department of Public Instruction.

For the payment of the salary of the Superintendent of Public Instruction, two years, the sum of eight thousand one hundred and sixty-six dollars sixty-seven cents (\$8,166.67).

Superintendent.

For the payment of clerk hire, two years, the sum of eighteen thousand two hundred dollars (\$18,200.00).

Clerks.

For the payment of balance of salary due the Deputy Superintendents of Public Instruction for the school year ending June, one thousand nine hundred and seven, the sum of fifty dollars.

Deputies.

For extra clerical assistance necessary in the distribution of the appropriation to the common schools, two years, the sum of six hundred dollars: Provided, That the sum paid for such clerical assistance shall not exceed one hundred dollars per month, for three months of each of said two years. (\$600.00.)

Clerical assistance.

For the payment of the expenses of the State Normal School examiners, two years, the sum of four thousand dollars (\$4,000.00).

Normal school examiners.

For the payment of the salaries and expenses of the High School Inspectors, two years, the sum of twelve thousand dollars, or so much thereof as may be necessary.

High school inspectors.

For the payment of the contingent expenses, two years, the sum of six thousand dollars (\$6,000.00).

Contingent.

For the payment of two stenographers and typewriters, two years, the sum of four thousand dollars (\$4,000.00).

Stenographers.

For the payment of the cost of circulating the Pennsylvania School Journal, two years, the sum of five thousand dollars (\$5,000.00).

School Journal.

For the payment of lecturers and instructors employed by the Superintendent of Public Instruction to lecture and teach at summer assemblies, held by the Pennsylvania Educational Association, and by associations incorporated for the purpose of promoting education and popular culture, for two years, twelve thousand dollars (\$12,000.00).

Lecturers, etc.

Medical Council of Pennsylvania.

For the payment of the salary of the secretary and treasurer of the Medical Council of Pennsylvania, two years, the sum of one thousand dollars (\$1,000.00).

Secretary.

For the payment of the necessary expenses of the Medical Council, two years, the sum of one thousand dollars (\$1,000.00).

Expenses.

College and University Council.

For the payment of the traveling expenses of the members of the College and University Council, two years, the sum of one thousand dollars (\$1,000.00).

Expenses.

Dental Council of Pennsylvania.

Expenses.

For the payment of the necessary expenses of the Dental Council, for two years, the sum of four thousand dollars (\$4,000.00).

Adjutant General's Department.

Adjutant General.

For the payment of the salary of the Adjutant General, two years, the sum of eight thousand dollars (\$8,000.00).

Clerks.

For the payment of clerk hire in the Adjutant General's office, and employes at the State Arsenal, two years, the sum of thirty-seven thousand six hundred dollars (\$37,600.00).

Stenographer.

For the payment of the salary of the stenographer, two years, the sum of two thousand dollars (\$2,000.00).

Contingent.

For the payment of contingent expenses, including the shipping of arms, and so forth, two years, the sum of seven thousand eight hundred dollars (\$7,800.00).

Military Board.

For the payment of the expenses of the State Military Board, two years, the sum of three thousand six hundred dollars (\$3,600.00).

Historical data, etc.

For classifying, preserving, editing, and preparing for publication in book form, copies of the important and historical letters, telegrams, and official reports and communications relating to the participation of the Commonwealth of Pennsylvania in the War for the Suppression of the Rebellion, and filed in the Adjutant General's office during the years eighteen hundred and sixty-one to eighteen hundred and sixty-five, inclusive, the sum of two thousand dollars (\$2,000.00).

Claims.

For the payment of services rendered in computing, compiling, filing, and collecting the balance due on the claims of the State of Pennsylvania against the Government of the United States, for stores furnished and expense incurred by the State of Pennsylvania in furnishing its quota of troops for the Spanish-American War, so much as may be necessary, to be paid on the warrant of the Auditor General, not exceeding however five per centum of the amount collected from the government of the United States by the State of Pennsylvania on account of said claims.

Military stores.

For replenishing military stores, sold or exchanged by the Adjutant General, under the provisions of section fifty-four of an act of Assembly, approved April twenty-eighth, one thousand eight hundred and ninety-nine, reading as follows: "The Adjutant General may, with the approval of the Commander-in-chief, sell or exchange, from time to time, such military stores belonging to the State as are found unserviceable, or in state of decay, or which it may be deemed for the interest of the State to sell or exchange." Provided. That payment by the Auditor General shall not, at any time, be in excess of the amount paid into the State

Treasury by the Adjutant General as proceeds of such sales or exchange,—the sum of twenty-five thousand dollars (\$25,000.00), or as much thereof as may be necessary, said payments to be made upon the warrant of the Auditor General drawn upon the State Treasurer, upon certificate of the Adjutant General showing amount paid into State Treasury, and upon properly itemized vouchers being filed by the Adjutant General.

For payment to the organizations of the National Guard of Pennsylvania entitled thereto, or to the United States Government, of amounts recovered and paid into the State Treasury, by or on account of officers of the National Guard delinquent in accounting for public moneys paid to them, or military stores or supplies issued to such officers, under the provisions of an act of Assembly, approved April twenty-eighth, one thousand eight hundred and ninety-nine, entitled "An act to provide for the organization, discipline, and regulation of the National Guard of Pennsylvania," the sum of six thousand dollars (\$6,000.00), or so much thereof as may be necessary; payment to be made by warrant of the Auditor General drawn upon the State Treasurer, upon proper certificate of the Adjutant General showing collection of moneys from sureties on bonds and payment of same into the State Treasury.

Collection on
surety bonds, etc.

To reimburse the United States Government or organizations of the National Guard of Pennsylvania, for losses incurred by fire in cases where such losses have been covered by insurance placed by the Adjutant General, and the losses adjusted by the insurance company or companies and payment of same made, and the amount so recovered has been paid into the State Treasury, the sum of ten thousand dollars (\$10,000.00), or so much thereof as may be necessary; the reimbursement to be made by warrant of the Auditor General drawn upon the State Treasurer, upon proper certificate of loss and itemized voucher being filed by the Adjutant General.

Losses covered by
insurance.

Insurance Department.

For the payment of the salary of the Insurance Commissioner, two years, the sum of twelve thousand dollars (\$12,000.00).

Commissioner.

For the payment of the salary of the Deputy Insurance Commissioner, two years, the sum of five thousand dollars (\$5,000.00).

Deputy.

For the payment of the salary of the Actuary, two years, the sum of ten thousand dollars (\$10,000.00).

Actuary.

For the payment of the salaries of the Examiner and one Assistant Examiner, two years, the sum of nine thousand six hundred dollars (\$9,600.00).

Examiner.

Inspectors.	For the payment of the salaries of two Inspectors, two years, the sum of six thousand dollars (\$6,000.00).
Clerk.	For the payment of clerk hire, including messenger, two years, the sum of twenty-nine thousand four hundred dollars (\$29,400.00).
Contingent.	For the payment of contingent expenses, two years, the sum of eleven thousand dollars (\$11,000.00).
Traveling and contingent.	For the payment of traveling and contingent expenses of Actuary, Examiners and Inspectors, two years, the sum of twelve thousand dollars (\$12,000.00).

State Library.

Librarian.	For the payment of the salary of the State Librarian, two years, the sum of five thousand dollars (\$5,000.00).
First assistant.	For the payment of the salary of the First Assistant State Librarian, two years, the sum of three thousand six hundred dollars (\$3,600.00).
Second assistant.	For the payment of the salary of the Second Assistant State Librarian, two years, the sum of three thousand dollars (\$3,000.00):
Clerk.	For the payment of the salary of the clerk, two years, the sum of two thousand dollars (\$2,000.00).
Division of Public Records.	For the payment of the salary of an assistant, in charge of the Division of Public Records in connection with the State Library, for two years, the sum of three thousand dollars (\$3,000.00).
Stenographer.	For the payment of the salary of the stenographer, two years, the sum of two thousand dollars (\$2,000.00).
Night assistants.	For the payment of the salaries of two night assistants (as provided in the act of one thousand nine hundred and five, section one, page four hundred and forty), two years, the sum of one thousand four hundred and forty dollars (\$1,440.00).
Preservation of Public Records.	For the payment of the salaries and necessary expenses incident to the preservation of the public records in the Division of Public Records, for two years, the sum of sixteen thousand eight hundred dollars (\$16,800.00).
Messenger.	For the payment of the salary of the messenger, two years, the sum of two thousand dollars (\$2,000.00).
Night watchman.	For the payment of the salary of the night watchman, two years, the sum of one thousand eight hundred dollars (\$1,800.00).
Contingent.	For the payment of freight, expressage, postage, cleaning room, and miscellaneous expenses, the sum of seven thousand dollars (\$7,000.00).
Law books, etc.	For the purchase of law books and exchanges, the sum of six thousand dollars (\$6,000.00).
Newspapers.	For the payment of the annual subscription to at least one leading newspaper in each county of the Commonwealth, for permanent preservation, and for completing the files of Pennsylvania newspapers, two years, the sum of one thousand two hundred dollars (\$1,200.00).

For the purchase of miscellaneous books, two years, the sum of fourteen thousand dollars (\$14,000.00).	Books.
For the purchase of such English parliamentary papers as may be deemed advisable by the Librarian and trustees of the State Library, the sum of seven hundred and fifty dollars (\$750.00).	Parliamentary papers.
For the payment of the salaries and expenses incident to the work of preparing a law catalogue of the State Library, and for the continuation of the regular cataloguing work of the Library, two years, the sum of four thousand eight hundred dollars (\$4,800.00).	Law catalogue.
For the payment of the salaries and expenses incident to the continuation of the work of preparing a catalogue of the State Library, on the card-catalogue plan, and for such indexing work as may be needed, two years, the sum of five thousand two hundred and eighty dollars (\$5,280.00).	Card catalogue.
For the payment of salaries and expenses incident to the establishment and maintenance of traveling libraries, authorized by section two of the act of Assembly establishing the Free Library Commission of Pennsylvania, approved the fifth day of May, Anno Domini one thousand eight hundred and ninety-nine, two years, the sum of twenty-six thousand dollars, or so much thereof as may be necessary (\$26,000.00).	Traveling libraries.
To provide for the expenses of the State Museum and for the payment of the employes necessary, for the two fiscal years commencing June first, one thousand nine hundred and seven, the sum of twenty thousand dollars (\$20,000.00).	State Museum.
For the payment of the traveling expenses of the members of the Free Library Commission, two years, the sum of one thousand dollars, or so much thereof as may be necessary (\$1,000.00).	Free Library Commission.
State Reporter.	
For the payment of the salary of the State Reporter, two years, the sum of six thousand dollars (\$6,000.00).	Reporter.
For the payment of the salary of the Assistant State Reporter, two years, the sum of four thousand dollars (\$4,000.00).	Assistant.
For the payment of stationery, clerk hire, and assistance, two years, the sum of six thousand dollars (\$6,000.00).	Clerks, etc.
Public Grounds and Buildings.	
For the payment of the salary of the Superintendent of Public Grounds and Buildings, two years, the sum of ten thousand dollars.	Superintendent.
For the payment of the salary of the Assistant Superintendent, two years, the sum of five thousand dollars.	Assistant.

Schedule clerk.

For the payment of the salary of the schedule clerk, two years, the sum of twenty-eight hundred dollars.

Stenographer.

For the payment of the salary of the stenographer, two years, the sum of twenty-four hundred dollars.

Storekeeper.

For the payment of the salary of the storekeeper, two years, the sum of twenty-eight hundred dollars.

Assistant.

For the payment of the salary of the assistant storekeeper, two years, the sum of two thousand dollars.

Engineers.

For the payment of the salaries of chief and assistant engineers of the power-plant, and all other employees required in conducting, cleaning, and making repairs, and everything necessary for the safety of the building, and for the expenses of the Executive Mansion, for the two fiscal years commencing June first, one thousand nine hundred and seven, the sum of two hundred and eight thousand four hundred and eighty dollars.

Employees in building.

Executive Mansion expenses.

Insurance.

For the payment of premiums on insurance upon the public buildings and the contents thereof, two years, the sum of thirty thousand dollars (\$30,000.00).

Secretary.

For the payment of the salary of the secretary of the Board, two years, the sum of one thousand dollars (\$1,000.00).

General fund.

For the purchase of any article of furniture, furnishings, stationery, supplies, fuel, or any other matters or things, and for the payment of any repairs, alterations, or improvements, the want of which may not have been anticipated at the time of the issue of the annual schedule, and which do not appear in the same, and for which requisition shall be made on the Superintendent, two years, the sum of two hundred thousand dollars, which amount shall be known as the Board's General Fund: Provided, That no expenditure from said fund shall be made by the Superintendent without first receiving authority from the Board so to do: And provided also, That from this fund shall be paid any bills for designs or specifications ordered by the Board.

Compressed air plant.

For the payment of the cost of installing, in the main Capitol Building, State Library and old Executive Building, an improved vacuum and compressed air cleaning system, the sum of forty-five thousand dollars.

Improvements to Executive Mansion.

For the payment of the cost of improving the present Executive Mansion, including alterations and additions to the dining-room, new plumbing system, additional bath- and toilet-rooms, new electric wiring and equipment, call-bell and telephone system, changes to the heating and ventilating system, painting, paper-hanging, decorating, plastering, carpentering, brick-work, roofing, upholstering, et cetera, the sum of thirty thousand dollars.

Mural and art paintings.

For the payment of the cost of the mural and art painting in the new Capitol Building, on the contract

warded to John H. Sanderson, which was assigned, with the approval of the Board of Commissioners of Public Grounds and Buildings, to Edwin A. Abbey, the sum of two hundred and twelve thousand dollars (\$212,000.00), or so much thereof as may be necessary.

For the payment of the cost of erecting highway bridges which have been contracted for by the Board of Public Grounds and Buildings, under the act of one thousand eight hundred and ninety-five, and the supplement of one thousand nine hundred and three, the sum of two hundred and twenty-seven thousand nine hundred and ninety-four dollars (\$227,994.00), or so much thereof as may be necessary.

Bridges.

For the payment of the cost of furnishing and installing standard metal shelving for books in the Law Library Division of the State Library, the sum of twenty thousand dollars (\$20,000.00), or so much thereof as may be necessary.

Shelving in law library.

For the payment of the cost of installing in each of the three entrances to the main Capitol Building approved vestibule revolving storm-doors, the sum of thirty-five hundred dollars.

Storm-doors.

For the payment of the cost of making fire-proof the land-record vault of the Department of Internal Affairs (room five hundred and forty-three of the new Capitol Building), the sum of three thousand dollars.

Land-record vault.

For the payment by the Superintendent of any emergency supplies, the want of which may not have been anticipated at the time of the issue of the annual schedule, and which do not appear in the same, and for which requisition shall be made on the Superintendent, and for the payment by the Superintendent of all necessary temporary help, required for the care, maintenance and preservation of the Public Grounds and Buildings, for two years, the sum of twenty thousand dollars.

Emergency supplies.

For the payment of the cost of advertisement of the annual schedules of supplies, et cetera, for two years, the sum of four thousand dollars.

Advertisement of schedule.

For the payment of the cost of electric light and power outside of main Capitol Building, and for repairing and improving the present system of electric light and power outside of the main Capitol Building, as directed by the Board of Commissioners of Public Grounds and Buildings, for two years, the sum of fifty thousand dollars.

Electric light and power outside of Capitol.

For the payment of the rent of the chemical laboratory of the Dairy and Food Department, for two years, the sum of eight hundred and forty dollars.

Rent, chemical laboratory.

For the payment of the cost of steam-heat and power outside of main Capitol Building, and repairing and improving the same, as directed by the Board of Commissioners of Public Grounds and Buildings, for two years, the sum of fifteen thousand dollars.

Steam heat and power outside of Capitol.

Water.

For the payment to the City of Harrisburg, for supplying the public buildings and grounds with water, for the two fiscal years commencing June first, one thousand nine hundred and seven, the sum of ten thousand dollars.

Carpet cleaning, etc.

For the payment of the cost of carpet, rug, and curtain cleaning, for two years, the sum of four thousand dollars.

Distribution of documents.

For the payment of the cost of the distribution of documents for the Senate, House of Representatives, and various Departments, as required by law, for two years, the sum of forty-nine thousand dollars.

Toll telephone messages.

For the payment of the cost of toll telephone messages, for the Senate, House of Representatives, and various Departments of the State Government, for two years, the sum of twenty-seven thousand dollars.

Telephone service.

For the payment of the rental charges for telephone service for the Senate, House of Representatives, the various Departments, et cetera, for two years, the sum of eighteen thousand dollars.

Carpenters' supplies and lumber.

For the payment of the cost of carpenters' supplies and lumber, for general repair work, for two years, the sum of eight thousand dollars.

Painters' supplies.

For the payment of the cost of painters' supplies, for general repair work, for two years, the sum of six thousand dollars.

Upholsterers' supplies.

For the payment of the cost of upholsterer's supplies, for general repair work, for two years, the sum of twenty-four hundred dollars.

Hardware supplies.

For the payment of the cost of hardware supplies, for general repair work, for two years, the sum of five thousand dollars.

Clock supplies.

For the payment of the cost of clock supplies, for general repair work, for two years, the sum of twelve hundred dollars.

Elevator, electrical and plumbing supplies.

For the payment of the cost of elevator machinery, electrical and plumbing supplies, for general repair work, for two years, the sum of twelve thousand dollars.

Hauling, etc.

For the payment of the cost of general hauling, and the removal of refuse and ashes (not including power plant in the main Capitol Building), for two years, the sum of thirty-two hundred and sixty dollars.

Ice.

For the payment of the cost of ice, for two years, the sum of five thousand dollars.

Fuel outside of Capitol.

For the payment of the cost of fuel, including coal and wood (outside of main Capitol Building), for two years, the sum of two thousand dollars.

Conservatory supplies.

For the payment of the cost of conservatory supplies, including flowers and bulbs, for two years, the sum of eight thousand dollars.

General supplies.

For the payment of the cost of general supplies, including paper, typewriters, typewriter supplies and re-

five, establishing the Department of Agriculture, for two years, the sum of ten thousand dollars.

For payment of cost of selecting samples, making analyses, and other expenses, including salaries, incident to carrying into effect the provisions of the act of March twenty-fifth, one thousand nine hundred and one, "To regulate the manufacture and sale of commercial fertilizers," for two years, the sum of forty-three thousand five hundred and sixty dollars.

Analyses etc.,
of fertilizers.

For the payment of cost of selecting samples, making analyses, and other expenses, including salaries, incident to carrying out the provisions of the act of April twenty-fifth, one thousand nine hundred and one, "Regulating the sale of commercial feeding stuffs," for two years, the sum of fifteen thousand one hundred dollars.

Analyses, etc., of
commercial feed-
ing stuff.

For the payment of cost of selecting samples, making analyses, and other expenses, including salaries, incident to carrying out the provisions of the act of April twenty-third, one thousand nine hundred and one, "To prevent adulteration of Linseed Oil," and the supplement thereto, approved April twenty-second, one thousand nine hundred and five, for two years, the sum of four thousand three hundred and seventy dollars.

Analyses, etc., of
linseed oil.

Dairy and Food Division of the Department of Agriculture.

For the payment of the salary of the Dairy and Food Commissioner of the Department of Agriculture, two years, the sum of five thousand dollars (\$5,000.00).

Commissioner.

For the payment of the salary of the clerk to the Dairy and Food Commissioner, two years, the sum of three thousand dollars (\$3,000.00).

Clerk.

For the payment of the salary of the messenger of the Dairy and Food Division of the Department of Agriculture, two years, the sum of one thousand eight hundred dollars (\$1,800.00).

Messenger.

For the payment of the salaries of the special agents of the Dairy and Food Division of the Department of Agriculture, two years, the sum of forty thousand dollars (\$40,000.00).

Special agents.

For the payment of attorneys, detectives, assistants, and special work of the Dairy and Food Division of the Department of Agriculture, two years, the sum of forty thousand dollars (\$40,000.00).

Attorneys, etc.

For the payment of clerical and stenographers' services in the Dairy and Food Division of the Department of Agriculture, two years, the sum of twenty thousand dollars (\$20,000.00).

Clerks, etc.

For the payment of chemists' salaries and incidental laboratory expenses of the Dairy and Food Division of the Department of Agriculture, two years, the

Chemists, etc.

sum of thirty-one thousand five hundred dollars (\$31,500.00).

Traveling expenses, etc.

For the payment of the traveling and necessary expenses of the Dairy and Food Commissioner, Assistant Dairy and Food Commissioner, and Special Agents including the cost of samples of food products, express, telegraph, and other incidental expenses of the Dairy and Food Division of the Department of Agriculture, two years, the sum of thirty-five thousand dollars (\$35,000.00), to be paid on the warrant of the Auditor General, upon the presentation of specifically itemized vouchers approved and certified to by the Secretary of the Department of Agriculture: Provided, That all sums of money which may be received by the said Dairy and Food Division, arising from fines and costs, except this appropriation, shall be paid into the State Treasury daily, for the use of the Commonwealth.

Proviso.

Department of State Livestock Sanitary Board.

Indemnity for animals.

For the payment of indemnity for animals afflicted with dangerous, contagious, or infectious diseases, and for the expense of detecting, quarantining, and disposing of such animals, as provided by the act approved May twenty-first, one thousand eight hundred and ninety-five, and the act approved March thirtieth, one thousand nine hundred and five, two years, the sum of seventy-five thousand dollars (\$75,000.00).

Diseased animals.

For paying for diseased animals found in slaughter-houses, as provided by the act approved March twenty-fifth, one thousand nine hundred and three, two years, the sum of thirteen thousand five hundred dollars (\$13,500.00): Provided, however, That if the amount here appropriated shall not be sufficient for the purpose of paying for animals required by law to be condemned, certificates of appraisal shall be issued by the State Veterinarian, and the amount of such certificates shall be reported to the next Legislature.

Tuberculin, vaccine, etc.

For the payment of the cost of producing and distributing and applying tuberculin, mallein, anthrax vaccine, tuberculosis vaccine, and for the laboratory diagnosis of diseases of animals, two years, the sum of nine thousand dollars (\$9,000.00).

Inspection.

For the payment of the cost of the inspection of animals brought from other States into Pennsylvania, two years, the sum of four thousand six hundred dollars (\$4,600.00).

Rabies.

For the control of rabies and the quarantine of dogs, two years, the sum of three thousand eight hundred dollars (\$3,800.00).

Clerks.

For the payment of clerical and office expenses, two years, the sum of four thousand six hundred dollars (\$4,600.00).

Investigations.

For investigations concerning the diseases of ani-

mals, two years, the sum of thirty thousand dollars (\$30,000.00).

For the payment of equipment for the new laboratory of the State Livestock Sanitary Board, two years, the sum of four thousand dollars (\$4,000.00).

Laboratory equipment.

For the payment of the expenses of the State meat inspection service, and for the payment of salaries and actual traveling expenses of the agents of the State Livestock Sanitary Board, as provided by law, two years, the sum of sixty-eight thousand dollars (\$68,000.00).

Meat inspection service, etc.

For the payment of the expenses of carrying out the provisions of the act approved April twenty-fifth, nineteen hundred and seven, requiring the enrollment and inspection of stallions, two years, the sum of thirty-six hundred dollars (\$3,600.00).

Stallions.

For the payment of a deficiency in indemnity for animals afflicted with dangerous, contagious, or infectious diseases, and for the expense of detecting, quarantining, and disposing of such animals, as provided by the act approved May twenty-first, one thousand eight hundred and ninety-five, and the act approved March thirtieth, one thousand nine hundred and five, said deficiency having been incurred during the fiscal year terminating May thirty-first, one thousand nine hundred and seven, the sum of nine thousand dollars (\$9,000.00), or so much thereof as may be necessary.

Deficiency in indemnity fund.

Department of Forestry.

For the payment of the salary of the Commissioner of Forestry, two years, the sum of six thousand dollars (\$6,000).

Commissioner.

For the payment of the salary of the Deputy Commissioner of Forestry, two years, the sum of five thousand dollars (\$5,000).

Deputy.

For the payment of clerk hire, two years, the sum of six thousand dollars (\$6,000).

Clerks.

For the payment of special examinations to encourage and promote the development of forestry, and for contingent expenses connected with the necessary work of the Commissioner of Forestry, two years, the sum of six thousand dollars (\$6,000).

Examinations and contingent.

For the payment of traveling and other necessary expenses of the members of the State Forestry Reservation Commission, two years, the sum of three thousand five hundred dollars (\$3,500.00).

Traveling expenses.

For the payment of the forest rangers, two years, the sum of seventy-five thousand dollars (\$75,000.00).

Forest rangers.

For the payment of foresters, two years, the sum of twenty thousand dollars (\$20,000.00).

Foresters.

For the payment of labor, two years, the sum of thirty thousand dollars (\$30,000.00).

Labor.

Inspectors.

For the payment of the salaries of two Inspectors, two years, the sum of six thousand dollars (\$6,000.00).

Clerk.

For the payment of clerk hire, including messenger, two years, the sum of twenty-nine thousand four hundred dollars (\$29,400.00).

Contingent.

For the payment of contingent expenses, two years, the sum of eleven thousand dollars (\$11,000.00).

Traveling and contingent.

For the payment of traveling and contingent expenses of Actuary, Examiners and Inspectors, two years, the sum of twelve thousand dollars (\$12,000.00).

State Library.**Librarian.**

For the payment of the salary of the State Librarian, two years, the sum of five thousand dollars (\$5,000.00).

First assistant.

For the payment of the salary of the First Assistant State Librarian, two years, the sum of three thousand six hundred dollars (\$3,600.00).

Second assistant.

For the payment of the salary of the Second Assistant State Librarian, two years, the sum of three thousand dollars (\$3,000.00):

Clerk.

For the payment of the salary of the clerk, two years, the sum of two thousand dollars (\$2,000.00).

Division of Public Records.

For the payment of the salary of an assistant, in charge of the Division of Public Records in connection with the State Library, for two years, the sum of three thousand dollars (\$3,000.00).

Stenographer.

For the payment of the salary of the stenographer, two years, the sum of two thousand dollars (\$2,000.00).

Night assistants.

For the payment of the salaries of two night assistants (as provided in the act of one thousand nine hundred and five, section one, page four hundred and forty), two years, the sum of one thousand four hundred and forty dollars (\$1,440.00).

Preservation of Public Records.

For the payment of the salaries and necessary expenses incident to the preservation of the public records in the Division of Public Records, for two years, the sum of sixteen thousand eight hundred dollars (\$16,800.00).

Messenger.

For the payment of the salary of the messenger, two years, the sum of two thousand dollars (\$2,000.00).

Night watchman.

For the payment of the salary of the night watchman, two years, the sum of one thousand eight hundred dollars (\$1,800.00).

Contingent.

For the payment of freight, expressage, postage, cleaning room, and miscellaneous expenses, the sum of seven thousand dollars (\$7,000.00).

Law books, etc.

For the purchase of law books and exchanges, the sum of six thousand dollars (\$6,000.00).

Newspapers.

For the payment of the annual subscription to at least one leading newspaper in each county of the Commonwealth, for permanent preservation, and for completing the files of Pennsylvania newspapers, two years, the sum of one thousand two hundred dollars (\$1,200.00).

mals, two years, the sum of thirty thousand dollars (\$30,000.00).

For the payment of equipment for the new laboratory of the State Livestock Sanitary Board, two years, the sum of four thousand dollars (\$4,000.00).

Laboratory equipment.

For the payment of the expenses of the State meat inspection service, and for the payment of salaries and actual traveling expenses of the agents of the State Livestock Sanitary Board, as provided by law, two years, the sum of sixty-eight thousand dollars (\$68,000.00).

Meat inspection service, etc.

For the payment of the expenses of carrying out the provisions of the act approved April twenty-fifth, nineteen hundred and seven, requiring the enrollment and inspection of stallions, two years, the sum of thirty-six hundred dollars (\$3,600.00).

Stallions.

For the payment of a deficiency in indemnity for animals afflicted with dangerous, contagious, or infectious diseases, and for the expense of detecting, quarantining, and disposing of such animals, as provided by the act approved May twenty-first, one thousand eight hundred and ninety-five, and the act approved March thirtieth, one thousand nine hundred and five, said deficiency having been incurred during the fiscal year terminating May thirty-first, one thousand nine hundred and seven, the sum of nine thousand dollars (\$9,000.00), or so much thereof as may be necessary.

Deficiency in indemnity fund.

Department of Forestry.

For the payment of the salary of the Commissioner of Forestry, two years, the sum of six thousand dollars (\$6,000).

Commissioner.

For the payment of the salary of the Deputy Commissioner of Forestry, two years, the sum of five thousand dollars (\$5,000).

Deputy.

For the payment of clerk hire, two years, the sum of six thousand dollars (\$6,000).

Clerks.

For the payment of special examinations to encourage and promote the development of forestry, and for contingent expenses connected with the necessary work of the Commissioner of Forestry, two years, the sum of six thousand dollars (\$6,000).

Examinations and contingent.

For the payment of traveling and other necessary expenses of the members of the State Forestry Reservation Commission, two years, the sum of three thousand five hundred dollars (\$3,500.00).

Traveling expenses.

For the payment of the forest rangers, two years, the sum of seventy-five thousand dollars (\$75,000.00).

Forest rangers.

For the payment of foresters, two years, the sum of twenty thousand dollars (\$20,000.00).

Foresters.

For the payment of labor, two years, the sum of thirty thousand dollars (\$30,000.00).

Labor.

Trees.	For the purchase of seedling-trees and tree-seeds, two years, the sum of five thousand dollars (\$5,000.00).
Surveys.	For the payment of surveys, two years, the sum of ten thousand dollars (\$10,000.00).
Draftsmen.	For the payment of draftsmen, and for the purchase of supplies for drafting and map-making, two years, the sum of three thousand dollars (\$3,000.00).
Wagons, implements, etc.	For the purchase of horses, wagons, implements, and their maintenance, and for other necessary materials, two years, the sum of three thousand dollars (\$3,000.00).
Forest reserves.	For the payment of necessary and incidental expenses to provide for the control, protection, and maintenance of the Forest Reserves, two years, the sum of ten thousand dollars (\$10,000.00).
Titles.	For the payment of the examination of titles to land, two years, the sum of twenty-five thousand dollars (\$25,000.00).

Department of Mines.

Chief.	For the payment of the salary of the Chief of the Department of Mines, two years, the sum of eight thousand dollars (\$8,000.00).
Deputy chief.	For the payment of the salary of the Deputy Chief of the Department of Mines, two years, the sum of five thousand dollars (\$5,000.00).
Chief clerk.	For the payment of the salary of the chief clerk of the Department of Mines, two years, the sum of three thousand two hundred dollars (\$3,200.00).
Clerks.	For the payment of the clerks, stenographers, and typewriters and messenger, two years, the sum of twenty thousand eight hundred dollars (\$20,800.00).
Contingent.	For the payment of contingent expenses, including traveling expenses, books, instruments, chemicals, plans, express, freight, janitor, telegrams, stamps, et cetera, two years, the sum of seven thousand dollars (\$7,000.00).
Inspectors.	For the payment of the salaries of the inspectors of coal mines, as provided by law, two years, the sum of two hundred and forty thousand dollars (\$240,000.00).
Substitute inspectors.	For the payment of the salaries of inspectors of coal mines, appointed temporarily as substitutes, in case of disability of any of the regular inspectors, two years, the sum of three thousand dollars (\$3,000).
Traveling expenses of inspectors, etc.	For the payment of the actual traveling expenses of the inspectors, and for their office rent, stationery, postage, telegrams, express charges, instruments, typewriters, and all other actual and necessary expenses, two years, the sum of fifty thousand dollars (\$50,000.00).
Examinations.	For the payment of the compensation and expenses attending the examination of candidates for inspectors

of coal mines, mine foremen, and fire bosses, as provided for by Acts of Assembly relating thereto, such sums as may be necessary therefor, not exceeding in the aggregate the sum of thirty-two thousand dollars (\$32,000.00): Provided, That no examination for inspectors of coal mines shall exceed in duration the period of forty days in the bituminous districts, and the period of twenty days in the anthracite districts. The examination of mine foremen, assistant mine foremen, in the anthracite, and the examination of mine foremen and fire bosses, in the bituminous, districts, shall not exceed in duration the period of ten days.

Proviso.

For the payment of counsel fees, two years, the sum of five thousand dollars (\$5,000.00). Provided, however, That no indebtedness shall be incurred until the authority for the same shall have been granted by the Department of Mines, and no payment for salaries or expenses incurred shall be made under this appropriation until proper specifically itemized vouchers, verified under oath, are made and transmitted to the Chief of the said Department, and by him examined, approved and certified to the Auditor General.

Counsel fees.

Proviso.

For the payment of the deficiency in contingent fund, for the two fiscal years ending May thirty-first one thousand nine hundred and seven, the sum of three thousand dollars (\$3,000.00).

Deficiency in contingent.

For the payment of the deficiency on account of mine inspectors' traveling expenses, office rent, stationery, postage, telegrams, express charges, instruments, et cetera, for the two fiscal years ending May thirty-first, one thousand nine hundred and seven, the sum of three thousand dollars (\$3,000.00).

Deficiency in traveling expenses.

For the payment to the First National Bank of Mount Carmel, Pennsylvania, the sum of seven hundred and fifty dollars (\$750.00), for Auditor General's warrant, number five thousand three hundred and forty-one, issued to Benjamin I. Evans, mine inspector fourteenth anthracite district, March fourteenth, one thousand nine hundred and five, for the amount of his salary for the quarter ending February twenty-eighth, one thousand nine hundred and five; and also for the payment to the First National Bank of Mount Carmel, Pennsylvania, the sum of one hundred and eighty-five dollars and seventy-three cents (\$185.73), for Auditor General's warrant number five thousand three hundred and fifty-six, issued to Benjamin I. Evans, mine inspector fourteenth anthracite district, March fourteenth, one thousand nine hundred and five, for the amount of his contingent expenses for the quarter ending February twenty-eighth, one thousand nine hundred and five.

Warrants.

It is claimed by the First National Bank of Mount Carmel, Pennsylvania, that the above named Auditor

General's warrants were lost in transit and to reimburse said bank the sums above named are hereby appropriated and the Auditor General is authorized to issue duplicate warrants therefor.

Department of Fisheries.

Commissioner.	For the payment of the salary of the Commissioner of Fisheries, two years, the sum of six thousand dollars (\$6,000.00).
Clerk.	For the payment of the salary of the clerk, two years, the sum of two thousand four hundred dollars (\$2,400.00).
Stenographer.	For the payment of the salary of two stenographers, two years, the sum of three thousand six hundred dollars (\$3,600.00).
Hatching, propagating and distributing fish.	For the purpose of hatching, propagating, and distributing food and game fish, and stocking and supplying the waters of the Commonwealth with the same, and distributing fish; and employing the necessary labor, material, and implements therefor, and paying for the repairs, improvements and necessary extensions to the State hatcheries, two years, the sum of eighty thousand dollars (\$80,000.00).
Repairs, etc.	For the payment of counsel fees and court expenses, two years, the sum of two thousand dollars (\$2,000.00).
Court expenses, etc.	For the payment of the necessary and reasonable expenses of the Commissioner of Fisheries and other members of the Fishery Commission, and office employees, two years, the sum of two thousand dollars (\$2,000.00).
Expenses.	For the erection of fishways, two years, the sum of four thousand dollars (\$4,000.00).
Fishways.	For the payment of the salaries and reasonable expenses of fish wardens, two years, the sum of twenty thousand dollars (\$20,000.00).
Wardens.	For building ponds, extensions, and other work incidental towards completing hatcheries, two years, the sum of ten thousand dollars (\$10,000.00).
Ponds, etc.	For the payment of the contingent expenses, two years, the sum of two thousand dollars (\$2,000.00).
Contingent.	For the payment of deficiencies in the hatcheries and work of protection, two years, the sum of one thousand dollars (\$1,000.00).
Deficiency.	To provide for the purchase of a launch, to be used in gathering spawn, planting fish fry, and guarding against violation of the fish laws on Lake Erie, and for general fish propagating purposes, the sum of six thousand dollars (\$6,000.00).
Launch.	For the purpose of maintaining and operating launch, one year, the sum of three thousand dollars (\$3,000.00).
Operating launch.	For field-work in gathering spawn, et cetera, et cetera, the sum of four thousand dollars (\$4,000.00).
Field-work.	

Board of Game Commissioners.

For the payment of the salary of the chief game protector, who is Secretary of said Board, two years, the sum of four thousand dollars (\$4,000.00).

Secretary.

For the payment of the salary of the assistant chief game protector, who is also a stenographer, two years, the sum of one thousand eight hundred dollars (\$1,800.00).

Stenographer.

For the payment of the salary of one game protector, termed a traveling protector, two years, the sum of two thousand dollars (\$2,000.00).

Traveling protector.

For the payment of the salaries of the seven additional game protectors, at the rate of fifty dollars per month, two years, the sum of eight thousand four hundred dollars (\$8,400.00).

Protectors.

For the payment of traveling and other necessary expenses of these ten game protectors, and for the payment of services rendered or expenses incurred by either deputy game protector or a special deputy game protector, under the specific and written order of the chief game protector, and incidental office expenses, two years the sum of twenty-four thousand dollars (\$24,000.00).

Traveling expenses, services of special protectors and office expenses, etc.

The appropriation to be paid quarterly, to the president of the Board of Game Commissioners, upon the presentation of duly certified vouchers of the expenditure of money previously drawn, and satisfactory proof to the Auditor General that the expenditure is necessary for the enforcement of the laws of the Commonwealth relative to the protection of game, of song and of insectivorous birds.

Department of Public Printing and Binding.

For the payment of the Superintendent of the Department of Public Printing and Binding, two years, the sum of six thousand dollars (\$6,000).

Superintendent.

For the payment of the salary of the chief clerk of the Department of Public Printing and Binding, two years, the sum of three thousand six hundred dollars (\$3,600.00).

Chief clerk.

For the payment of the salary of one clerk of the Department of Public Printing and Binding, two years, the sum of two thousand eight hundred dollars (\$2,800.00).

Clerk.

For the payment of the salary of the stenographer of the Department of Public Printing and Binding, two years, the sum of two thousand dollars (\$2,000.00).

Stenographer.

For the payment of the salary of the messenger of the Department of Public Printing and Binding, two years, the sum of one thousand eight hundred dollars (\$1,800.00).

Messenger.

Contingent.	For the payment of the contingent expenses, two years, the sum of one thousand five hundred dollars (\$1,500.00).
Rent.	For the payment of the rent of room at printing office for the storage of cuts, et cetera, as provided for in the act of Assembly, February seventh, one thousand nine hundred and five, section twenty-four, Pamphlet Laws eleven, two years, the sum of two hundred dollars (\$200.00).
Printing, binding, etc.	For the payment of printing, binding, ruling, et cetera, two years, the sum of four hundred and seventy-five thousand dollars (\$475,000.00).
Paper, envelopes, etc.	For the payment of paper, envelopes, and other supplies, two years, the sum of two hundred thousand dollars (\$200,000.00).
Plates, cuts, etc.	For the payment of plates, cuts, and electrotypes, two years, the sum of six thousand dollars (\$6,000.00).

State Highway Department.

Commissioner.	For the payment of the salary of the State Highway Commissioner, two years, the sum of ten thousand dollars (\$10,000.00).
Deputy.	For the payment of the salary of the Deputy State Highway Commissioner, two years, the sum of seven thousand two hundred dollars (\$7,200.00).
Assistants.	For the payment of two assistant Highway Commissioners, two years, the sum of twelve thousand dollars (\$12,000.00).
Civil engineers.	For the payment of the salaries of twelve civil engineers, two years, the sum of fifty-seven thousand six hundred dollars (\$57,600.00).
Draftsman.	For the payment of the salary of the chief draftsman, two years, the sum of forty-eight hundred dollars (\$4,800.00).
Assistant.	For the payment of the salaries of three assistant draftsmen, two years, the sum of ten thousand eight hundred dollars (\$10,800.00).
Chief clerk.	For the payment of the salary of the chief clerk, two years, the sum of forty-eight hundred dollars (\$4,800.00).
Clerks and stenographers.	For the payment of the salaries of two clerks and stenographers, two years, the sum of forty-eight hundred dollars (\$4,800.00).
Stenographers or clerks.	For the payment of the salaries of two stenographers or clerks, two years, the sum of four thousand dollars (\$4,000.00).
Bookkeepers.	For the payment of the salaries of two bookkeepers, two years, the sum of six thousand dollars (\$6,000.00).
Traveling expenses.	For the payment of the salaries of two clerks, two years, the sum of four thousand dollars (\$4,000.00). For the payment of the necessary traveling expenses of the State Highway Commissioner, the Deputy State Highway Commissioner, and the assistant

Highway Commissioners, two years, the sum of fourteen thousand dollars (\$14,000.00).

For the payment of the contingent expenses of the State Highway Department, two years, the sum of fifty-six thousand four hundred dollars (\$56,400.00). Contingent.

For the payment of experimental work and tests, two years, the sum of forty thousand dollars (\$40,000.00). Experimental work, etc.

For the payment of salaries and other necessary expenses of the Automobile Division of the State Highway Department, two years, the sum of forty-two thousand dollars (\$42,000.00). Automobile division.

Board of Revenue Commissioners.

For the payment of the salaries of the three members of the Board, two years, the sum of one thousand eight hundred dollars (\$1,800.00). Members salaries.

For the payment of the salary of the clerk, two years, the sum of two thousand dollars (\$2,000.00). Clerk.

Factory Inspector and Deputies.

For the payment of the Factory Inspector, two years, the sum of ten thousand dollars (\$10,000.00). Inspector.

For the payment of the salaries of forty-one deputy factory inspectors, two years, the sum of ninety-eight thousand four hundred dollars (\$98,400.00). Deputies.

For the payment of the increased salaries (not expenses) of the State Factory Inspectors, the sum of thirty-eight thousand dollars (\$38,000), or so much thereof as may be necessary. Increased salaries.

For the payment of the salary of the chief clerk, two years, the sum of four thousand dollars (\$4,000.00). Chief clerk.

For the payment of the statistical clerk, two years, the sum of three thousand six hundred dollars (\$3,600.00). Statistical clerk.

For the payment of the salary of the clerk and stenographer, two years, the sum of two thousand eight hundred dollars (\$2,800.00). Stenographer.

For the payment of the messenger, who must be a typewriter, two years, the sum of two thousand four hundred dollars (\$2,400.00). Messenger.

For the payment for two years of the incidental and traveling expenses of the Factory Inspector and his deputy factory inspectors; the necessary cost and expenses incurred in the prosecution of offenders Traveling expenses.

against the factory laws, bakeshop law, workshop law, fire-escape law, boiler-inspection law, and the law for the inspection of steamboats on inland lakes; Prosecutions.

and for the rent and maintenance of sub-office in Philadelphia, and for the incidental contingent expenses for postage, expressage, telegraphing, and special investigations, as may be required or necessary, Rent.

LAWS OF PENNSYLVANIA,

the sum of sixty thousand three hundred and sixty-eight dollars (\$60,368.00).

Harbor Officers, Philadelphia.

Harbor Master.

For the payment of the salary of the Harbor Master, two years, the sum of ten thousand dollars (\$10,000.00).

Salaries.

For the payment of the salaries of the deputies, messenger, engineer, pilot, fireman and crew of the steam launch, two years, the sum of twenty-eight thousand eight hundred and twenty-four dollars (\$28,824.00).

Rent and expenses.

For the payment of the rent and care of the office, stationery, telephone service, and the official expenses of the Harbor Master, two years, the sum of two thousand dollars (\$2,000.00).

Supplies, repairs, etc. of launch.

For the payment of repairs, coal, oil, and equipment of the steam-launch, two years, the sum of seven thousand five hundred dollars (\$7,500.00).

Port Warden, Philadelphia.

Port Warden.

For the payment of the salary of the Port Warden, two years, the sum of five thousand dollars (\$5,000.00).

Quarantine Physician, Philadelphia.

Physician.

For the payment of the salary of the quarantine physician, two years, the sum of ten thousand dollars (\$10,000.00).

Deputies.

For the payment of the salaries of two deputy quarantine physicians, two years, the sum of eight thousand dollars (\$8,000).

Rent, clerk hire, etc.

For the payment of the rent of an office for the State Quarantine Board, care of the office, stationery, clerk hire, telephone service, and official expenses of the Board, two years, the sum of two thousand five hundred dollars (\$2,500.00).

Inspection station.

For the payment of the maintenance of the State Quarantine Inspection Station, including the maintenance of and repair to the quarantine boat, erection of necessary buildings, authorized by law, wages of employes, telephone service, heat and light, two years, the sum of forty thousand dollars (\$40,000.00).

Health Officer, Philadelphia.

Health officer.

For the payment of the salary of the Health Officer, two years, the sum of ten thousand dollars (\$10,000.00).

Clerk.

For the payment of the salary of the clerk to the Health Officer, two years, the sum of two thousand four hundred dollars, (\$2,400.00).

Rent, etc.

For the payment of the rent and care of the office of the Health Officer, telephone and messenger and stationery, two years, the sum of two thousand six hundred and forty dollars (\$2,640.00).

Department of State Police.

For the payment of the salary of the Superintendent of State Police, two years, the sum of six thousand dollars (\$6,000.00). Superintendent.

For the payment of the salary of the Deputy Superintendent of State Police, two years, the sum of four thousand dollars (\$4,000.00). Deputy.

For the payment of the salary of the clerk, two years, the sum of two thousand eight hundred dollars (\$2,800.00). Clerk.

For the payment of the salary of the stenographer, two years, the sum of two thousand four hundred dollars (\$2,400.00). Stenographer.

For the payment of four captains (each one thousand five hundred dollars per annum), two years, the sum of twelve thousand dollars (\$12,000.00). Captains.

For the payment of four lieutenants (each one thousand two hundred dollars per annum), two years, the sum of nine thousand six hundred dollars (\$9,600.00). Lieutenants.

For the payment of twenty sergeants (each one thousand dollars per annum), two years, the sum of forty thousand dollars (\$40,000.00). Sergeants.

For the payment of the salaries of two hundred privates (each seven hundred and twenty dollars per annum), two years, the sum of two hundred and eighty-eight thousand dollars (\$288,000.00). Privates.

For the payment of keep of horses, renewal of uniforms, horse equipment, replacing horses, rent of barracks, and other necessary expenses in conducting the Department, for two years, the sum of one hundred forty-seven thousand eight hundred dollars (\$147,800.00). Horses, uniforms, rent, etc.

Department of Health.

For the payment of the salary of the Commissioner of Health, two years, the sum of twenty thousand dollars (\$20,000.00). Commissioner.

For the payment of the salary of the assistant to the Commissioner of Health, two years, the sum of five thousand dollars (\$5,000.00). Assistant.

For the payment of the salary of the secretary to the Commissioner of Health, two years, the sum of five thousand dollars (\$5,000.00). Secretary.

For the payment of the salary of stenographer, two years, the sum of two thousand four hundred dollars (\$2,400.00). Stenographer.

For the payment of the salary of a clerk, who shall also act as a messenger, two years, the sum of two thousand four hundred dollars. Messenger.

For the payment of the salaries of the caretakers, two years, the sum of one thousand five hundred and sixty dollars (\$1,560.00). Caretakers.

Bookkeepers.

For the payment of the salaries of the bookkeeper, assistant bookkeeper, and stenographer, two years, the sum of four thousand nine hundred and twenty-eight dollars (\$4,928.00).

Salaries and expenses.

For the payment of such other salaries and expenses of the Department of Health, and the different divisions of the Department of Health, the sum of one million fifty-nine thousand three hundred and twelve dollars (\$1,059,312.00); and to enable the Department of Health to establish and maintain, at such

Dispensaries, etc.

places in the State as may be deemed necessary, dispensaries for the free treatment of indigent persons affected with tuberculosis, for the dissemination of knowledge relating to the prevention and cure of tuberculosis, for the study of social and occupational conditions that predispose to its development, and for continuing research experiments for the establishment of possible immunity and cure of said disease, two years, the further sum of four hundred thousand dollars (\$400,000.00).

Department of Water Supply Commission.

Commissioners.

For the payment of the salaries of the Commissioners, two years, the sum of eighteen thousand dollars (\$18,000.00).

Engineer.

For the payment of the salary of the engineer, two years, the sum of five thousand dollars (\$5,000.00).

Stenographer.

For the payment of the stenographer, two years, the sum of two thousand four hundred dollars (\$2,400.00).

Expenses.

For the payment of the necessary expenses to carry out the provisions of the act of May fourth, one thousand nine hundred and five, creating the Water Supply Commission of Pennsylvania, two years, the sum of twenty-four thousand six hundred dollars (\$24,600.00).

Judiciary Department.

Salaries and mileage.

Section 3. For the payment of the salaries of the judges of the Supreme and Superior Courts, the salaries and mileage of the president and other law judges of the several courts of common pleas in the Commonwealth, and the judges of the separate orphans' courts, and for the compensation of common pleas judges holding courts in other districts, and for the payment of the salaries and mileage of associate judges, the following sums, or so much thereof as may be necessary, for the two fiscal years beginning June first, one thousand nine hundred and seven; payments to be made quarterly, on August thirty-first, November thirtieth, February twenty-eighth, and May thirty-first of each year; but when by reason of death or resignation, salary for a fraction of a quarter is due to any judge, it shall be computed according to the

ratio it bears to the whole quarter, so as not, however, to increase or diminish the salary he is entitled to receive under the several acts of Assembly fixing the compensation of judges: Provided, That at the beginning of any term, the interval from the first Monday of January to the first day of March shall be reckoned as two-thirds of a quarter, and at the close of a term the interval from the first day of December to the first Monday of January shall be reckoned as one-third of a quarter:—

Proviso.

Supreme Court Judges.

For the payment of the salaries of the Supreme Court Judges, two years, the sum of one hundred and forty-one thousand dollars (\$141,000.00).

Judges.

For the payment of the salaries of the seven clerks, two years, the sum of thirty-five thousand dollars (\$35,000.00).

Clerks.

For the payment of the salary of the Deputy Prothonotary, Eastern District, two years, the sum of four thousand dollars (\$4,000.00).

Deputy prothonotary.

For the payment of the salary of the Deputy Prothonotary, Middle District, two years, the sum of nine hundred and sixty dollars (\$960.00).

Deputy prothonotary.

For the payment of the salary of a clerk in the office of the Prothonotaries of the Supreme Court, for the Eastern and Western Districts, respectively, two years, the sum of four thousand eight hundred dollars (\$4,800.00).

Clerks in office of prothonotaries.

For the payment of the salary of an assistant clerk in the Eastern District, two years, the sum of one thousand six hundred dollars (\$1,600.00).

Assistant clerk.

For the payment of crier, librarian, and tipstaves, Eastern, Middle, and Western Districts, two years, the sum of twenty-six thousand and forty dollars (\$26,040.00).

Crier, librarian and tipstaves.

The aforesaid salaries shall be paid monthly, by warrant of the Auditor General on the State Treasurer.

For the payment of the cleaning and contingent expenses of the Supreme Court room at Harrisburg, two years, the sum of eight hundred dollars (\$800.00).

Contingent expenses, Harrisburg.

For the care and uses of the Library of Supreme and Superior courts, Philadelphia, two years, the sum of four thousand dollars (\$4,000.00).

Library, Philadelphia.

For the care and uses of the Library of the Supreme and Superior courts, Pittsburg, two years, the sum of two thousand dollars (\$2,000.00).

Library, Pittsburg.

Superior Court Judges.

For the payment of the salaries of the judges of the Superior Court, two years, the sum of one hundred and twenty-six thousand dollars (\$126,000.00).

Judges.

Clerks.

For the payment of the salaries of the seven clerks of the Superior Court, two years, the sum of twenty-one thousand dollars (\$21,000.00).

Crier and tipstaves.

For the payment of the salaries of the crier and necessary tipstaves of said Superior Court, two years, the sum of thirteen thousand two hundred dollars (\$13,200.00).

Books, stationery, supplies.

For the purchase of books, stationery, supplies and other necessary expenses of the said Superior Court, two years, the sum of six thousand dollars; to be paid on the warrant of the Auditor General, upon the presentation of specifically itemized vouchers, approved by the prothonotaries of the said Superior Court at Philadelphia, Harrisburg, and Pittsburg (\$6,000.00).

Superior Court Judges.**Deficiency.**

For a deficiency in the amount of the appropriation, per act of one thousand nine hundred and five (Pamphlet Laws, page five hundred and eighty-eight), for the purchase of books, stationery, supplies and other necessary expenses of the said Superior Court, the sum of two hundred and twenty-seven dollars and nine cents (\$227.09).

Common Pleas Judges.**Judges.****Philadelphia.**

For the payment of the salaries of the fifteen common pleas judges in the county of Philadelphia, two years, the sum of two hundred and fifty-five thousand dollars (\$255,000.00).

Allegheny.

For the payment of the salaries of twelve common pleas judges in the county of Allegheny, two years, the sum of two hundred and four thousand dollars (\$204,000.00).

Court No. 4, Allegheny.

For the payment of the salaries of the three judges constituting the common pleas court number four, fifth judicial district, Allegheny county, from April fifteenth to May thirty-first, one thousand nine hundred and seven, the sum of three thousand two hundred and fifty-eight dollars and thirty-three cents (\$3,258.33).

Dauphin.

For the payment of the salaries of the two common pleas judges in the county of Dauphin, two years, the sum of thirty thousand dollars (\$30,000.00).

Cambria, Delaware, Erie and Lehigh.

For the payment of the salaries of the common pleas judges in the counties of Cambria, Delaware, Erie, and Lehigh, and in the twentieth judicial district, at the rate of seven thousand dollars each per annum, as prescribed by the act of Assembly approved the fourteenth day of April, one thousand nine hundred and three, for two years, the sum of eighty-four thousand dollars (\$84,000.00).

Additional law judge, Delaware.

For the payment of the salary of an additional law judge in the thirty-second judicial district, Delaware

county, from March seventh to May thirty-first, one thousand nine hundred and seven, the sum of one thousand two hundred and fifty-eight dollars and six cents (\$1,258.06).

For the payment of the salaries of the common pleas judges in the counties of Berks, Chester, Fayette, Lackawanna, Lancaster, Luzerne, Montgomery, Northampton, Northumberland, Schuylkill, Washington, Westmoreland, and York, at the rate of six thousand dollars each per annum, as prescribed by the act of Assembly approved the fourteenth day of April, one thousand nine hundred and three, two years, the sum of three hundred and seventy-two thousand dollars (\$372,000.00).

Berks, Chester, Fayette, Lackawanna, Lancaster, Luzerne, Montgomery, Northampton, Northumberland, Schuylkill, Washington, Westmoreland and York.

For the payment of the salaries, at the rate of five thousand dollars each per annum, of the other common pleas judges, as now provided by law, in the other districts of the Commonwealth, two years, the sum of three hundred and fifty thousand dollars (\$350,000.00).

Other judicial districts.

Orphans' Court Judges.

For the payment of the salaries of the five orphans' court judges in the county of Philadelphia, two years, the sum of eighty-five thousand dollars (\$85,000.00).

Judges, Philadelphia.

For the payment of the salary of an additional judge of the orphans' court of Philadelphia county, from April sixth to May thirty-first, one thousand nine hundred and seven, the sum of one thousand two hundred and ninety-eight dollars and sixty cents (\$1,298.60).

Additional judge.

For the payment of the salaries of the three orphans' court judges in the county of Allegheny, two years, the sum of fifty-one thousand dollars (\$51,000.00).

Allegheny.

For the payment of the salaries of the seven other orphans' court judges in the other districts of the Commonwealth, at the rate of six thousand dollars each per annum, as now provided by law, two years, the sum of eighty-four thousand dollars (\$84,000.00).

Other districts.

Associate Judges.

For the payment of the salaries of the Associate Judges, for two years, the sum of sixty-four thousand dollars (\$64,000.00).

Salaries.

Mileage.

For the payment of the mileage and necessary expenses of common pleas and orphans' court judges, holding courts in other districts, the sum of twenty-five thousand dollars (\$25,000.00).

Mileage and expenses.

For the payment of Doctor J. R. F. Bell, Doctor George A. Weida, and Doctor Isaac Ott, for services upon a commission appointed by the Governor of the Commonwealth, under the provision of the act of As-

Commission of inquiry in re Hon. W. W. Schuyler.

sembly approved May eleventh, one thousand nine hundred and one, to inquire and report whether Honorable W. W. Schuyler, a judge of the court of common pleas, is permanently incapacitated to perform the duties of his office, the sum of one hundred and fifty dollars (\$150.00), or so much thereof as may be necessary; to be paid upon the warrant of the Auditor General, upon presentation of specifically itemized vouchers.

Legislative Department.

Legislature.

Section 4. For the payment of the expenses of the Legislature for the year one thousand nine hundred and seven, the following sums, or so much thereof as may be necessary: Provided, That the salary, stationery, postage, and mileage of the members of the Legislature shall be paid by the State Treasurer, on the warrant of the President pro tempore of the Senate and the Speaker of the House, respectively:—

Senate.

Salaries.

For the payment of the salaries of fifty Senators, and extra compensation allowed by law to the President pro tempore of the Senate, the sum of seventy-five thousand one hundred and thirty-six dollars (\$75,136.00).

Mileage.

For the payment of the mileage of fifty Senators, the sum of three thousand two hundred and forty-three dollars and forty cents (\$3,243.40).

Stationery.

For the payment of stationery allowed by law to fifty Senators, fifty dollars each, the sum of two thousand five hundred dollars (\$2,500.00).

Postage.

For the payment of the postage allowed by law to fifty Senators, the sum of five thousand dollars (\$5,000.00).

Postage for chief clerk.

For the payment of the postage for the chief clerk and assistants, allowed by law, the sum of one hundred dollars (\$100.00).

Postage, Lieutenant Governors.

For the payment of the postage for Lieutenant Governors Brown and Murphy, the sum of two hundred dollars (\$200.00).

Postage, Legislative Record.

For the payment of the postage on the Legislative Record, the sum of four thousand dollars (\$4,000.00).

Salaries officers and employes.

For the payment of the salaries of the officers and employes of the Senate, except chief clerk, librarian, and assistant librarian, the sum of sixty thousand six hundred and twenty-four dollars (\$60,624.00).

Mileage.

For the payment of the mileage of the officers and employes of the Senate, the sum of two thousand fifty-three dollars and twenty cents (\$2,053.20).

Returning officers.

For the payment of the salaries of the returning officers of the Senate, at the beginning of the session of one thousand nine hundred and seven, the sum of

three thousand five hundred and sixty-four dollars (\$3,564.00).

For the payment of the mileage of the returning officers of the Senate, at the beginning of the session of one thousand nine hundred and seven, the sum of one thousand and sixty-seven dollars and sixty cents (\$1,067.60). Mileage.

For the payment of the salaries of two watchmen of the Senate, each at three dollars per day, for the time actually employed during the recess, as provided by law, the sum of three thousand five hundred and ninety-four dollars (\$3,594.00). Watchmen.

For the payment of the salary of the Librarian of the Senate, for the year ending December thirty-first, one thousand nine hundred and seven, as provided by law, the sum of two thousand five hundred dollars (\$2,500), and for the recess ending January fourth, one thousand nine hundred and nine, the sum of two thousand five hundred and twenty-eight dollars (\$2,528.00), as provided by law, payable quarterly, as provided by an act of Assembly, entitled "An act supplementary to the several acts relating to the State Treasurer and to the Commissioners of the Sinking Fund," approved the ninth day of May, one thousand eight hundred and seventy-four, (\$5,028.00). Librarian of Senate.

For the payment of the salary of the Chief Clerk of the Senate, for the year one thousand nine hundred and seven, the sum of three thousand dollars (\$3,000.00), and for the recess ending January fourth, one thousand nine hundred and nine, as provided by law, the sum of one thousand five hundred and thirty-four dollars (\$1,534.00), payable quarterly, as provided in the case of the Librarian of the Senate, (\$4,534.00). Chief clerk.

For the payment of the salary of the assistant Chief Clerk of the Senate, for the time actually employed during the recess, as authorized by law, the sum of two thousand nine hundred and ninety-five dollars (\$2,995.00). Assistant chief clerk.

For the payment of the salary of the assistant librarian of the Senate, for the year ending December thirty-first, one thousand nine hundred and eight, the sum of one thousand five hundred dollars (\$1,500), and for the recess ending January fourth, one thousand nine hundred and nine, the sum of one thousand five hundred and seventeen (\$1,517.00). Assistant Librarian.

For the payment of the salaries of two custodians of the Senate, for the time actually employed during the recess, as authorized by law, the sum of three thousand five hundred and ninety-four dollars, (\$3,594.00). Custodians.

For the payment of the elevator operator of the Senate, during the recess, at the rate of three dollars per day, the sum of one thousand seven hundred and ninety-seven dollars (\$1,797.00). Elevator operator.

Committee on Appropriations.

For the payment of the expenses of the Committee on Appropriations of the Senate, in investigating schools, reformatories, prisons, asylums, hospitals, and other institutions supported in whole or in part from the Treasury of the Commonwealth, and for necessary clerical assistance, the sum of six thousand eight hundred dollars (\$6,800.00), to be paid on the warrant of the Auditor General, drawn in favor of the chairman of said committee, on presentation of the proper vouchers.

Secretary Appropriations Committee.

For the payment of the secretary of the Senate Appropriation Committee, for the session of one thousand nine hundred and seven, for services and mileage, one thousand eight hundred dollars (\$1,800.00), to be paid to the chairman of said committee.

Messenger Appropriations Committee.

For the payment of the messenger of the Senate Appropriation Committee, of the session of one thousand nine hundred and seven, for services and mileage, the sum of nine hundred dollars (\$900.00), to be paid to the chairman of the Senate Appropriation Committee, on warrant drawn by the Auditor General.

Sergeant-at-arms funeral expenses.

For the payment of A. T. Moorhead, for expenses incurred as Sergeant-at-arms of the Senate, while attending the funeral of the late Senator Myron Matson, the sum of eighty-eight dollars and ninety cents (\$88.90).

Legal services, etc., constitutionality of Senatorial apportionment.

For the payment of legal services, costs, and of the expenses rendered to and incurred by the Honorable William E. Crow, in the matter of the legal proceedings relative to the constitutionality of the act "To fix the number of senators in the General Assembly, to apportion the State into senatorial districts as provided by the Constitution, and to regulate the election of and the terms of office of all present and future elected senators," as provided in the resolution of this session of the Legislature, the sum of one thousand three hundred and twenty-five dollars; said sum to be paid on the warrant of the Auditor General, drawn in favor of the said Honorable William E. Crow.

The Hon. W. E. Crow.**House of Representatives.****House of Representatives.**

For the payment of the salaries, mileage, stationery, and postage of the members of the House of Representatives, the salaries and mileage of the officers and employes, and the postage of the Legislative Record, the following amounts, or so much thereof as may be necessary; all warrants subject to deductions for advances made by the State Treasurer:

Members, salaries of.

For the payment of the salaries of two hundred and seven members of the House, and extra compensation allowed by law to the Speaker of the House, the sum of three hundred and ten thousand six hundred and thirty-six dollars (\$310,636.00).

For the payment of the mileage of two hundred and seven members of the House, the sum of thirteen thousand three hundred and eighty-nine dollars (\$13,389.00).

Mileage.

For the payment of stationery allowed by law to two hundred and seven members of the House, fifty dollars each, the sum of ten thousand three hundred and fifty dollars (\$10,350.00).

Stationery.

For the payment of the postage allowed by law to two hundred and seven members of the House, one hundred dollars each, the sum of twenty thousand seven hundred dollars (\$20,700.00).

Postage.

For the payment of the salary, postage, stationery, and mileage of Honorable William C. Pomeroy, member of the House of Representatives from Juniata county, deceased, the sum of sixteen hundred and sixty-nine dollars and twenty cents, or so much thereof as may be necessary, to his legal representatives.

Honorable William C. Pomeroy.

For the payment of the postage for the Chief Clerk and assistants, allowed by law, the sum of one hundred dollars (\$100.00).

Chief clerk.

For the payment of the postage on the Legislative Record, the sum of six thousand five hundred dollars (\$6,500.00).

Postage, Legislative Record.

For the payment of the salaries of officers and employes of the House, except chief clerk, resident clerk, and assistant resident clerk, the sum of seventy-five thousand eight hundred and sixty dollars (\$75,860.00).

Salaries officers and employes.

For the payment of the mileage of the officers and employes of the House, the sum of two thousand nine hundred and sixteen dollars and thirty cents (\$2,916.30).

Mileage.

For the payment of the salaries of the returning officers of the House, at the beginning of the session one thousand nine hundred and seven, the sum of four thousand two hundred and forty dollars (\$4,240.00).

Returning officers, salaries.

For the payment of the mileage of the returning officers of the House, at the beginning of the session of one thousand nine hundred and seven, the sum of one thousand two hundred and seventy-one dollars and fifty cents (\$1,271.50).

Mileage.

For the payment of the salaries of the watchmen, at three dollars per day, for the time actually employed during the recess, the sum of three thousand five hundred and ninety-four dollars (\$3,594.00).

Watchmen.

For the payment of the salary of the Resident Clerk of the House of Representatives, for the year ending December thirty-first, one thousand nine hundred and seven, the sum of two thousand five hundred dollars (\$2,500.00), and for the recess ending January fourth, one thousand nine hundred and nine, the sum of two thousand five hundred and twenty-eight dollars (\$2,528.00), as provided by law, payable quarterly, as provided by an act of Assembly, entitled "An act supple-

Resident clerk.

mentary to the several acts relating to the State Treasurer and to the Commissioners of the Sinking Fund," approved the ninth day of May, one thousand eight hundred and seventy-four, (\$5,028.00.)

Chief clerk.

For the payment of the salary of the Chief Clerk of the House of Representatives, for the year one thousand nine hundred and seven, the sum of three thousand dollars (\$3,000.00), and for the recess ending January fourth, one thousand nine hundred and nine, the sum of one thousand five hundred and thirty-four dollars (\$1,534.00), as provided by law, payable quarterly, as in the case of the Resident Clerk of the House of Representatives, (\$4,534.00).

Assistant chief clerk.

For the payment of the salary of the Assistant Clerk of the House of Representatives, for the time actually employed during the recess, as authorized by law, the sum of two thousand nine hundred and ninety-five dollars (\$2,995.00).

Assistant Resident clerk.

For the payment of the salary of the Assistant Resident Clerk of the House of Representatives, for the year ending December thirty-first, one thousand nine hundred and seven, the sum of one thousand five hundred dollar (\$1,500.00), and for the recess ending January fourth, one thousand nine hundred and nine, the sum of one thousand five hundred and seventeen dollars (\$1,517.00).

Appropriations Committee.

For the payment of the expenses of the Committee on Appropriations of the House of Representatives, in investigating schools, reformatories, prisons, asylums, hospitals, and other institutions supported in whole or in part from the Treasury of the Commonwealth, and for the necessary clerical assistance, the sum of ten thousand dollars, to be paid on the warrant of the Auditor General, drawn in favor of John O. Sheatz, chairman of said committee, on the presentation of the proper vouchers, (\$10,000.00).

Elevator custodian.

For the payment of the custodian of the elevator, during the recess, at the rate of three dollars per day, as provided by the act of Assembly, the sum of one thousand seven hundred and ninety-seven dollars (\$1,797.00).

Legislative Record.

Section 5. For the payment of the publication of the Legislative Record, the sum of twelve dollars per page, in accordance with the contract relating thereto; for printing the wrappers for the Legislative Record, the sum of one dollar and twenty-five cents per set; for making an index for the Legislative Record, the sum of three hundred dollars (\$300.00): Provided, That the number of the copies of the indices furnished by the contractor shall be equal to the number of copies of the Record printed by him.

Incidental expenses of the two Houses.

Section 6. For the payment of the incidental expenses of the two Houses of the Legislature, for the

year commencing December first, one thousand nine hundred and six, such sums as may be necessary; to be expended by the Chief Clerks of the two Houses, who shall render to the Auditor General accounts therefor, from time to time, with proper specifically itemized vouchers; to be settled in the same manner as other accounts; but neither Chief Clerk shall have in his hand at any time more than two thousand dollars for which accounts have not been rendered and settled; and the whole amount expended by each Chief Clerk shall not exceed the sum of eight thousand dollars (\$8,000.00) for the Chief Clerk of the Senate, and the sum of ten thousand dollars (\$10,000.00) for the Chief Clerk of the House of Representatives; out of which sums such necessary extra labor in the Senate and House of Representatives, during the session of one thousand nine hundred and seven, as shall be certified to by the Presiding Officers and Chief Clerks thereof, shall be paid for.

Section 7. For the payment of postage, labor, express charges, and other expenses in the office of the Librarian of the Senate, during the recess of one thousand nine hundred and seven, the sum of one thousand seven hundred dollars (\$1,700.00); and for the year one thousand nine hundred and eight, the sum of two thousand eight hundred dollars (\$2,800.00); and for the payment of like services and expenses in the office of the Resident Clerk of the House of Representatives, during the session of one thousand nine hundred and seven, the sum of nine hundred dollars (\$900.00); and for the recess of one thousand nine hundred and seven, the sum of two thousand dollars (\$2,000.00); and for the year one thousand nine hundred and eight, the sum of two thousand eight hundred dollars (\$2,800.00); to be audited and settled by the Auditor General and State Treasurer in the usual manner. And the Resident Clerk shall receive from the Public Printer the bound copies of the Legislative Record, and forward them to the members of the House. He shall also receive from the contractor for Publishing the Legislative Record the back numbers due the members of the House, after the adjournment, and fold and mail them to the address of the persons to whom they have been mailed by the members during the session. He shall also receive, after adjournment, from the Public Printer any documents and other printed matter authorized by law to be printed, and have the same promptly forwarded by the contractor. And for the payment of the necessary expenses in the office of the Chief Clerk of the Senate and the Chief Clerk of the House of Representatives, during the recess of one thousand nine hundred and seven, the sum of two thousand dollars (\$2,000.00) each,

Expenses in office
of Librarian.

Office of Resi-
dent Clerk.

Duties of Resi-
dent Clerk.

Indices to Journals.

and for the year one thousand nine hundred and eight, the sum of three thousand dollars each (\$3,000.00), to be settled by the Auditor General in the usual manner.

For the payment of the Chief Clerk of the Senate and the Chief Clerk of the House of Representatives, for making indices for the Journals of each House, the sum of three hundred dollars each (\$600.00).

Schools.

Public and Normal schools.

Philadelphia.

Teachers' Institute.

School of design.

Teachers' annuity and aid association.

Education of teachers.

Warrants.

Township high schools.

Borough high schools.

Section 8. For the support of the Public Schools and Normal Schools of this Commonwealth, for the two years commencing on the first day of June, one thousand nine hundred and seven, the sum of fifteen million dollars (\$15,000,000.00): Provided, The city of Philadelphia shall be entitled to a proper portion of this appropriation; and out of the amount received by the city of Philadelphia, there shall be paid the sum of three thousand dollars to the Teachers' Institute of said city; the sum of three thousand dollars to the Philadelphia School of Design for Women, for their corporate purposes; and the sum of ten thousand dollars to the Teachers' Annuity and Aid Association of said city. And provided, further, That out of the amount hereby appropriated there shall be paid for the education of teachers in the State Normal Schools, the sum of four hundred and seventy-five thousand dollars, to be applied as follows: For each student, over seventeen years of age, who shall sign an agreement binding said student to teach in the common schools of this State two full annual terms, there shall be paid the sum of one dollar and fifty cents a week, in full payment of the expenses for tuition of said students; provided, that each student in a State Normal School drawing said allowance from the State must receive regular instruction in the science and art of teaching, in a special class devoted to that object, for the whole time for which such allowance is drawn; which amount shall be paid upon the warrants of the Superintendent of Public Instruction: And provided, further, That out of the said amount, hereby appropriated, there shall be set apart the sum of two hundred and seventy-five thousand dollars, to be expended on the warrants of the Superintendent of Public Instruction, for the encouragement and support of Township High Schools: And provided further, That out of the said amount, hereby appropriated, there shall be set apart the sum of two hundred and seventy-five thousand dollars, to be expended on the warrants of the Superintendent of Public Instruction, for the encouragement and support of borough high schools: And Provided, further, That out of the said amount, hereby appropriated, there shall be set apart the sum of two hundred and thirty

thousand dollars, to be expended on the warrants of the Superintendent of Public Instruction, for the payment of the salaries of the County Superintendents of Public Schools, two years. The remainder of the amount hereby appropriated shall be paid on warrants of the Superintendent of Public Instruction, drawn in favor of the several school districts of the Commonwealth, in amounts designated by the State Treasurer, and whenever he shall notify the Superintendent of Public Instruction, in writing, that there are sufficient funds in the State Treasury to pay the same.

County superintendents.

School districts.

Interest on Funded Debt.

Section 9. For the payment of the interest on the funded debt of the Commonwealth, which falls due on the first day of August, one thousand nine hundred and seven, and the first day of February, one thousand nine hundred and eight, the sum of one hundred and nineteen thousand two hundred and eighty-eight dollars and seventy-four cents; and for the payment of like interest, due on the first day of August, one thousand nine hundred and eight, and the first day of February, one thousand nine hundred and nine, the sum of one hundred and nineteen thousand two hundred and eighty-eight dollars and seventy-four cents (\$238,577.48). And for the compensation of the fiscal agent, the Farmers' and Mechanics' National Bank of Philadelphia, the sum of three thousand dollars for each year, ending November thirtieth, one thousand nine hundred and seven, and November thirtieth, one thousand nine hundred and eight. (\$6,000.00.) For the compensation of the fiscal agent, the Farmers' and Mechanics' National Bank of Philadelphia, the sum of three thousand dollars, inadvertently omitted for the year one thousand nine hundred and six. (\$3,000.00.)

Interest on the funded debt.

Fiscal agents.

Section 10. For the payment of persons employed by the Auditor General, to discover, prosecute, and collect delinquent corporation taxes, from corporations that have escaped taxation or the payment of taxes for the period of one year or more: Provided, however, That the expenses of clerk hire, costs in suits and attorney fees, and other expenses, shall not exceed the sum of ten per centum of the amount collected and paid into the State Treasury; the said expense for clerk hire, costs in suits, attorney fees and other expenses to be paid by a warrant drawn by the Auditor General on the State Treasurer, and paid out of such sums as have been covered into the State Treasury from moneys collected from delinquent corporation taxes.

Collection delinquent corporation taxes.

Harrisburg Fire Companies.

Section 11. For the several fire companies of the city Harrisburg, for the two fiscal years commencing June

Harrisburg fire companies.

first, one thousand nine hundred and seven, the sum of two thousand two hundred dollars, to be distributed in equal amounts to and among said companies (\$2,200.00.)

Incidental Expenses.

Incidental ex-
penses.

Departments.

Lieutenant Gov.
ernor.

President pro
tempore and
Speaker.

Executive De-
partment.

Counting of vote.

Section 12. For the payment of postage, express charges, and other incidental expenses of the Board of Pardons, for the two fiscal years commencing June first, one thousand nine hundred and seven, the sum of eight hundred dollars (\$800.00); and for the payment of postage, express charges, and other incidental expenses in the office of the State Treasurer, Auditor General, Secretary of the Commonwealth, and Secretary of Internal Affairs, the sum of three thousand dollars each (\$12,000.00); and for the payment of like expenses of the Lieutenant Governor, the sum of one thousand dollars (\$1,000.00), for the two fiscal years commencing June first, one thousand nine hundred and seven, in addition to the amount fixed by an act of Assembly approved June twelfth, one thousand eight hundred and ninety-three; and for all contingent expense, including clerical and stenographic charges of the President pro tempore of the Senate and the Speaker of the House of Representatives, for the interim ending December thirty-first, one thousand nine hundred and eight, so much as may be necessary, not exceeding the sum of two thousand dollars each (\$4,000.00); also four thousand dollars for the Executive Department (\$4,000.00), for the said two fiscal years; for the payment of the traveling and other expenses attending the opening and counting of the vote for State Treasurer, in the year one thousand nine hundred and eight, the sum of one thousand dollars (\$1,000.00); to be paid on the warrant of the Auditor General.

Board of Examination of Letters Patent.

Clerical and in-
cidental ex-
penses.

Section 13. For clerical and incidental expenses of the Board created for the examination of letters patent, relative to the granting of charters for underground and elevated passenger railway companies, the sum of fifteen hundred dollars (\$1,500.00), for the two fiscal years ending May thirty-first, one thousand nine hundred and nine.

Appraisers' Mileage.

Appraisers.

Section 14. For the payment of the mileage of the appraisers of mercantile and other license taxes of the several counties and cities of this Commonwealth; and for the payment of the costs for which the Commonwealth may be liable in suits against delinquent dealers, under the act of March thirtieth, one thousand

eight hundred and forty-seven, for the two fiscal years commencing June first, one thousand nine hundred and seven, such sums as shall be found due therefor, upon accounts filed in the Auditor General's office and settled according to law.

Advertisements of Accounting Officers.

Section 15. For the payment of such advertisements as are required by law to be published by the accounting officers, in the newspapers, for the fiscal years commencing June first, one thousand nine hundred and seven, so much as may be necessary to pay the same, on settlement of the accounts in the Auditor General's office, not to exceed the sum of seventeen thousand dollars (\$17,000.00) for the two fiscal years.

Advertisements of accounting officers.

State Military Agents.

Section 16. For the payment of the commissions of such military State Agents at Washington as have been or may be employed by the accounting officers, under the acts of Assembly of one thousand eight hundred and seventy-one and one thousand eight hundred and seventy-two, to collect the claims due the Commonwealth from the Government of the United States, for the two fiscal years commencing June first, one thousand nine hundred and seven, so much as may be necessary, subject to the approval of the Attorney General: Provided, however, The amount shall not exceed the sum of ten per centum through such agent or agents and paid into the State Treasury.

Claims against the United States.

Proviso.

Prosecution of Delinquent Corporations.

Section 17. For the payment of the services of persons employed by the accounting officers or Board of Public Accounts to discover and prosecute delinquent corporations, that have evaded or are evading taxation on bonus or other taxes due the State, so much of the several amounts collected and paid into the State Treasury from such delinquent corporations as may be necessary, not to exceed ten per centum thereof: Provided, That no part of the principal or interest due from a delinquent corporation shall be applied to this purpose in any cause where there is by law a penalty collected from such delinquent corporation, but in such case it must be paid out of the penalty: Provided also, That no payment shall be made except upon full proof of service rendered. And provided further, That nothing whatever shall be paid for any services rendered in relation to the collection of any claims from any corporation, unless it has escaped taxation and the efforts of the accounting officers for a period of one year.

Prosecution of delinquent corporations.

Proviso.

Proviso.

Portrait of ex-Governor Pennypacker.

Section 18. For the painting of the portrait of Governor Samuel W. Pennypacker, to be painted under the authority of the Secretary of the Commonwealth, and to be placed in the Executive Department, the sum of five hundred dollars, or so much thereof as may be necessary.

Portrait of ex-Lieutenant Governor Brown.

For the painting of the portrait of Lieutenant Governor William M. Brown, to be painted under the authority of the Secretary of the Commonwealth, and to be placed in the Lieutenant Governor's Department, the sum of five hundred dollars, or so much thereof as may be necessary.

State Hospital for the Insane at Allentown.

Section 19. For the payment of the furnishing and equipping one-half of the State Hospital for Insane, under homeopathic treatment, at Allentown, the sum of thirty-four thousand three hundred and sixty-five dollars (\$34,365.00), or so much thereof as may be necessary; the said sum to be paid to the trustees of the said institution, when appointed by the Governor in accordance with the act of Assembly in such cases made and provided.

Publication general sinking fund statement.

Section 20. For the payment of the publication monthly of the general and sinking fund statements, as required by act of February seventeenth, Anno Domini nineteen hundred and six (Pamphlet Laws, page forty-eight), for two years, the sum of fourteen thousand dollars (\$14,000.00), or so much thereof as may be necessary.

Increases of salaries, and additional officers, clerks and employes.

Section 21. For the payment of increases of salaries, and for the payment of salaries of additional officers, clerks, and employes of the State Government, provided for in Senate bill number six hundred and forty-seven, Session of nineteen hundred and seven, passed by the Legislature, but conditioned upon its approval by the Governor of the Commonwealth, the following sums are hereby specifically appropriated, for the two fiscal years beginning June first, one thousand nine hundred and seven:

Executive Department—Four thousand one hundred and twenty dollars.

Lieutenant Governor—Seven hundred and twenty dollars.

State Department—Fourteen thousand five hundred dollars.

Attorney General's Department—Four hundred dollars.

Auditor General's Department—Eight thousand dollars.

Treasury Department—Fourteen thousand six hundred dollars.

Department of Internal Affairs—Forty-six thousand two hundred dollars.

Department of Public Instruction—Eight hundred dollars.

Adjutant General's Department—Twenty-two thousand eight hundred dollars.

Insurance Department—Five thousand two hundred dollars.

Banking Department—Seven thousand two hundred dollars.

Department of Agriculture—Sixteen thousand six hundred dollars.

Forestry Department—Two thousand dollars.

Department of Factory Inspection—Twenty-four thousand six hundred.

Department of Mines—Two thousand four hundred dollars.

State Highway Department—Three thousand two hundred dollars.

Public Grounds and Buildings—Twelve thousand three hundred and sixty dollars.

Department of Public Printing and Binding—Four hundred dollars.

State Library and Divisions, including the Free Library Commission—Twenty-five thousand eight hundred and forty dollars.

Department of State Police—Two hundred dollars.

Department of Fisheries—One thousand dollars.

Commission of Soldiers' Orphans' Schools—One thousand eight hundred dollars.

Water Supply Commission—Six thousand six hundred dollars.

Board of Public Charities—Four thousand dollars.

Board of Game Commissioners—One thousand three hundred and sixty dollars.

Board of Pardons—Eight hundred dollars.

State Military Board—Six hundred dollars.

Armory Board—Six hundred dollars.

Board of Property—Two hundred dollars.

Medical Council—Six hundred dollars.

Dental Council—One thousand six hundred dollars.

Elevated and Underground Passenger Railway Board—One thousand dollars.

Senate—Ten thousand three hundred and forty-six dollars and fifty cents.

House of Representatives—Ten thousand and forty dollars and fifty cents.

APPROVED—The fourteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the following items:

Department of Agriculture.

The item which provides as follows: "For the payment of cost of collecting samples, making analyses, and other expenses, including salaries, incident to carrying out the provisions of the act of April 25, one thousand nine hundred and one, 'regulating the sale

of commercial feeding stuffs,' for two years, the sum of fifteen thousand one hundred dollars." This item is approved in the sum of \$1,000. I withhold my approval from the remainder of said item, for the reason that the act approved the 28th day of May, 1907, which act takes effect on the 1st day of August, 1907, repeals the act of April 25, 1901, hereinabove referred to.

Factory Inspector and Deputies.

Also the item which provides as follows: "For the payment of the increased salaries (not expenses) of the State Factory Inspectors, the sum of thirty-eight thousand dollars." I withhold my approval from this item for the reason that the bill introduced in the Legislature authorizing this increase did not become a law.

Also the item which provides as follows: "For the payment of increases of salaries and for the payment of salaries of additional officers, clerks, and employes of the State Government, provided for in Senate Bill Number six hundred and forty-seven, Session of nineteen hundred and seven, passed by the Legislature, but conditioned upon its approval by the Governor of the Commonwealth:

Executive Department,	\$4,120.00.
Lieutenant Governor,	720.00.
State Department,	14,500.00.
Attorney General's Department,	400.00.
Auditor General's Department,	8,000.00.
Treasury Department,	14,600.00.
Department of Internal Affairs,	46,200.00.
Department of Public Instruction,	800.00.
Adjutant General's Department,	22,800.00.
Insurance Department,	5,200.00.
Banking Department,	7,200.00.
Department of Agriculture,	16,600.00.
Forestry Department,	2,000.00.
Department of Factory Inspection,	24,600.00.
Department of Mines,	2,400.00.
State Highway Department,	3,200.00.
Public Grounds and Buildings,	12,360.00.
Department of Public Printing and Binding,	400.00.
State Library and Divisions, including the Free Library Commission,	25,840.00.
Department of State Police,	200.00.
Department of Fisheries,	1,000.00.
Commission of Soldiers' Orphan Schools, ...	1,800.00.
Water Supply Commission,	6,600.00.
Board of Public Charities,	4,000.00.
Board of Game Commissioners,	1,360.00.
Board of Pardons,	800.00.
State Military Board,	600.00.
Armory Board,	600.00.

Board of Property,	200.00.
Medical Council,	600.00.
Dental Council,	1,600.00.
Elevated and Underground Passenger Rail- way Board,	1,000.00.
Senate,	10,346.50.
House of Representatives,	10,040.50."

I withhold my approval from this appropriation, for the reason that Senate Bill Number six hundred and forty-seven was vetoed on June 13, 1907.

Harbor Officers of Philadelphia.

Also the items appropriating \$48,324 for the payment of the salaries of the Harbor Master, Deputies, Messenger, and employes, and for the official and other expenses of the Harbor Officers. The appropriation contained in these items is approved in the sum of \$2,500. I withhold my approval from the remainder of said appropriation, for the reason that the Act approved June 8, 1907, provides that on and after July 1, 1907, this appropriation shall be transferred to the Commissioners of Navigation of the river Delaware and its tributaries.

Port Warden of Philadelphia.

Also the item appropriating \$5,000 for the payment of the salary of the Port Warden of Philadelphia. This item is approved in the sum of \$208.34. I withhold my approval from the remainder of said item, for the reason that the Act approved June 8, 1907, provides that on and after July 1, 1907, the appropriation contained in this item shall be transferred to the Commissioners of Navigation of the River Delaware and its tributaries.

EDWIN S. STUART.



RESOLUTIONS.

CONCURRENT RESOLUTIONS

PASSED AT THE SESSION OF ONE THOUSAND NINE
HUNDRED AND SEVEN.

No. 1.

In the Senate, January 1, 1907.

Resolved, That a committee of five be appointed to act in conjunction with a committee of seven from the House of Representatives (if the House shall appoint such committee), to make the necessary arrangements for the Inauguration, to wait upon his Excellency the Governor-elect, and conduct him in a suitable manner to the Capitol for the purpose of having the oath of office administered to him.

And Resolved, That the Inaugural Ceremonies take place at twelve o'clock M. on the third Tuesday of January, the 15th instant, on the south side of the Capitol, should the weather prove favorable, otherwise in the Hall of the House of Representatives.

APPROVED—The 1st day of January, A. D. 1907.

SAML. W. PENNYPACKER.

No. 2.

In the Senate, January 1, 1907.

Resolved (if the House of Representatives concur). That the Joint Inaugural Committee when appointed in pursuance of the Concurrent Resolution of this date to arrange for the Inauguration of Honorable Edwin S. Stuart as Governor of the Commonwealth, on January fifteenth, one thousand nine hundred and seven, be and is hereby authorized to expend a sum not exceeding ten thousand dollars in the making and carrying out of said arrangements; and in order to meet such expenses as may require immediate payment, the Auditor General is hereby authorized to draw his war-

rant or warrants upon the State Treasurer, to be paid by him out of any funds not otherwise appropriated, in favor of the Chairman of said Committee, for any such sum that in the opinion of the Governor, Auditor General and the State Treasurer may be necessary to meet the expenses requiring immediate payment; the sum so drawn by the Chairman to be deducted from the amount named in a special appropriation bill, hereafter to be introduced, when the total expenditure contracted for by said Committee within the limits of this resolution shall have been ascertained. Said Chairman is hereby required to file with the Auditor General vouchers and full proofs, satisfactory to the Auditor General and the State Treasurer, showing exactly the manner in which the sums drawn by him have been disbursed.

APPROVED—The 1st day of January, 1907.

SAML. W. PENNYPACKER.

No. 3.

In the Senate, January 1, 1907.

Whereas, The Post-Office Department has decided that the Legislative Record must be third class matter, and so instructs the Postmaster at Harrisburg, and

Whereas, It will now be necessary to prepay the postage; therefore, be it

Resolved (if the House of Representatives concur). That the Chief Clerks of the Senate and House of Representatives be directed to make arrangements for the necessary postage, so that the Legislative Record may be mailed according to the requirements of the Post-Office Department, and that the appropriation Committee, when appointed, provide for the cost of the same in their general appropriation bill.

APPROVED—The 1st day of January, 1907.

SAML. W. PENNYPACKER.

No. 4.

In the Senate, January 1, 1907.

Resolved (if the House of Representatives concur). That the publisher of the Legislative Record be required to print reports of all special committees and official communications, presented in either body.

APPROVED—The 1st day of January, A. D. 1907.

SAML. W. PENNYPACKER.

No. 5.

In the Senate, January 1, 1907.

Resolved (if the House of Representatives concur), That the Chief Clerks of the Senate and House of Representatives be instructed to have printed for the use of the Senate and House of Representatives one hundred and fifty additional copies of bills reported and one hundred and fifty additional copies of the Calendar, as at previous sessions.

APPROVED—The 1st day of January, A. D. 1907.

SAML. W. PENNYPACKER.

No. 6.

In the House of Representatives,
January 28, 1907.

Whereas, Statements have been made by certain public officials and others that the expenditures of moneys in connection with the construction and furnishing of the State Capitol has been grossly irregular, and also in excess of the amounts which could be lawfully expended for that purpose; and

Whereas, As a result of said statements, public sentiment imperatively demands that all the transactions connected with the erection, construction, and furnishing of the State Capitol should be fully investigated; now therefore, be it

Resolved (if the Senate concur), That a joint committee consisting of three members of the Senate, one of whom shall be of the minority party, and four members of the House, one of whom shall be of the minority party, be appointed by the respective presiding officers of each House, to make a full investigation of all the circumstances and transactions connected with the erection, constructing, and furnishing of the State Capitol, including all contracts let and the manner of letting said contracts, all moneys expended and the manner of expending said moneys, and such other matters pertaining to the erection, construction, and furnishing of the said Capitol as may to said joint committee seem pertinent. That said joint committee is hereby directed to organize forthwith, after the approval of this resolution by the Governor; to hold public hearings as often as may be necessary; to summon witnesses, and for the purpose of this inquiry they are hereby authorized to issue subpoenas, administer oaths and compel the attendance of witnesses and the production of all books, bills, cheques, cheque-books, papers, minutes, records, specifications

and contracts, and such other written and documentary evidence as may be pertinent to the inquiry. And the said joint committee shall have the largest and most complete powers which the General Assembly can confer for the accomplishment of these purposes. And the said joint committee shall have the assistance in conducting such investigation of auditors, accountants, and counsel learned in the law, who shall be appointed by the Governor. And said joint committee shall have authority to employ stenographers, clerks and messengers necessary for the proper prosecution of this investigation. The Sergeant-at-arms of the Senate is hereby directed to attend said joint committee, to serve all subpoenas issued by it, and generally to enforce all the orders which said joint committee is hereby authorized to make, and to incur all the necessary expenses to discharge those duties; and that the said joint committee shall make report to the two Houses of the General Assembly at the present session, and the members of the General Assembly do hereby pledge themselves to make the necessary appropriations to defray the expenses of such joint committee and this investigation.

APPROVED—The 30th day of January, A. D. 1907.

EDWIN S. STUART.

No. 7.

In the Senate, January 24, 1907.

Resolved (if the House of Representatives concur). That in order to meet such expenses of the appropriation committees of the Senate and the House of Representatives as may require immediate payment, the Auditor General is hereby authorized to draw his warrant or warrants upon the State Treasurer, in favor of the Chairman of said Committee, to be paid by him out of any funds not otherwise appropriated, a sum not exceeding five thousand dollars (\$5,000) for each committee, to meet the expenses of said committees. The sum so drawn by the respective chairman to be deducted from the amounts, providing for the expenses of said committees, which are to be incorporated in the General Appropriation bill of 1907.

APPROVED—The 30th day of January, A. D. 1907.

EDWIN S. STUART.

No. 8.

In the Senate, February 6, 1907.

Whereas, A writ of quo warranto has been issued by the Supreme Court, upon a petition of Edward M. Biddle, Jr., returnable February 16, 1907, directed to Honorable William E. Crow, a Senator representing the thirty-second senatorial district of Pennsylvania, composed of Fayette county, to show by what authority he claims to exercise the office of Senator in the General Assembly of Pennsylvania, for the thirty-second senatorial district, under the State of Pennsylvania, or to show by what authority he exercises within the said State of Pennsylvania the liberties and franchises following; to wit, the rights, privileges and powers belonging to the office of Senator in the General Assembly of Pennsylvania; and

Whereas, The proceeding is instituted for the purpose of testing the constitutionality of the Senatorial Apportionment Act, approved the 17th day of February, A. D. 1906 (P. L. p. 31); now, therefore, be it

Resolved (if the House of Representatives concur), That the respondent be and is hereby authorized to employ competent counsel, and take such action as may be necessary in the premises, and that counsel fees and all other legitimate expenses be provided for in the general appropriation bill of 1907; provided, that the amount to be expended hereunder shall not exceed the sum of five thousand dollars (\$5,000).

APPROVED—The 8th day of February, 1907.

EDWIN S. STUART.

No. 9.

In the Senate, February 13, 1907.

Whereas, It is necessary, in connection with the work of the Joint Legislative Commission to investigate the cost of erecting and construction of the new State Capitol, that there shall be immediately available moneys for the payment of auditors, clerks and other employes, and also for the traveling expenses, the compensation of experts, etc.; therefore, be it

Resolved (if the House of Representatives concur), That the State Treasurer be and is hereby directed to advance for the use of said Joint Legislative Commission the sum of ten thousand dollars (\$10,000), which amount may be disbursed by said Commission for its legitimate needs, upon warrant of the officers thereof, it being specifically stipulated that the expenditures made under authority of this resolution

shall be accounted for in detail in the report of said Commission when submitted for the approval of the House and Senate.

APPROVED—The 13th day of February, 1907.

EDWIN S. STUART.

No. 10.

In the Senate, January 21, 1907.

Whereas, Notwithstanding a general employment of and demand for labor throughout the Commonwealth at higher wages than heretofore prevail, the price of food stuffs and the general cost of living during the past two years has increased to an alarming extent, and particularly so in our great industrial centers, and

Whereas, The increased cost of living is proving a great burden and hardship to the average wage earner, and

Whereas, It is urged, in certain sections at least, that this greatly increased cost of living has been brought about through unlawful combination in restraint of trade, and discrimination, and

Whereas, There is an abundance of evidence to be had with the conditions above mentioned existing, and are becoming daily still more alarming; therefore, be it

Resolved (if the House of Representatives concur), That a Committee consisting of two members of the Senate, to be appointed by the President Pro Tempore, and three members of the House of Representatives, to be appointed by the Speaker, be and the same is hereby constituted and authorized to make a thorough investigation of the actual conditions of all such matters throughout the Commonwealth; to visit such sections as in their judgment is deemed wise, and report to the Legislature on or before March 15th, 1907, their findings, together with such recommendations as they deem will correct the evil complained of and alleviate the deplorable conditions. The said committee shall have power to summon and subpoena witnesses and compel by process their attendance, to give evidence, in like manner as in any court of record. The said committee shall serve without compensation, excepting, however, actual traveling expenses and expense of holding meetings, clerk and stenographic hire, and for the payment of which the sum of three thousand dollars, or so much thereof as may be necessary, is hereby appropriated and directed to be paid by the said Treasurer, from time to time.

upon proper voucher and certificate of said committee.

APPROVED—The 14th day of February, 1907.

EDWIN S. STUART.

No. 11.

In the Senate, February 13, 1907.

Whereas, The General Assembly of Pennsylvania, by Act of Assembly approved the 11th day of May, 1905, appropriated the sum of sixteen thousand dollars, or so much thereof as may be necessary, to defray the expense of transportation to Americus, Georgia, and return, of certain surviving, honorably discharged Pennsylvania soldiers, who were at any time during the war for the suppression of the Rebellion confined in the Confederate prison at Andersonville, Georgia, to enable them to attend the services of the dedication of the memorial erected in the National Cemetery at Andersonville, in memory of the Pennsylvania soldiers who died while confined during the Civil War in the prison at that place, and for which transportation the Act of Assembly fixed a rate of "not exceeding one cent per mile;" and

Whereas, The Trunk Line Association refuse to furnish transportation for a less rate than one and one-half cents per mile, thus preventing the Adjutant General of Pennsylvania from furnishing transportation to said honorably discharged soldiers; whereupon the Adjutant General of Pennsylvania secured the transportation through the Trunk Line Association on the following terms, the Central Passenger and Southeastern Passenger lines concurring, viz: One cent per mile per capita, distance traveled, either via direct or variable route, from points in Pennsylvania, to Andersonville, Georgia, and return, for honorably discharged soldiers of Pennsylvania, with the understanding that every effort will be made by Hon. Thomas J. Stewart, Adjutant General of Pennsylvania, at the next meeting of the Legislature, to secure a further appropriation in order to pay the interested lines carrying the business, an additional one-half cent per mile for the transportation; therefore, be it

Resolved (if the House of Representatives concur), That the Adjutant General be and is hereby authorized to pay, from any unexpended balance of said appropriation of sixteen thousand dollars, an additional one-half cent per mile to all railroad or transportation companies that, on the order of the Adjutant General, furnished transportation in accordance with the

provisions of the Act of Assembly approved May 11th, 1905, providing for transportation of surviving honorably discharged Pennsylvania soldiers to Americus, Georgia, and return; and for such expenditure the Adjutant General shall file with the Auditor General specifically itemized vouchers, showing the particulars of disbursements made under authority of this resolution.

APPROVED—The 23d day of February, 1907.

EDWIN S. STUART.

No. 12.

In the Senate, February 26, 1907.

Resolved (if the House of Representatives concur), That the Superintendent of Public Grounds and Buildings be and is hereby directed to have the National flag and the flag of the State of Pennsylvania displayed from the Capitol, from sunrise to sunset, weather permitting.

APPROVED—The 4th day of March, 1907.

EDWIN S. STUART.

No. 13.

In the Senate, February 25, 1907.

Whereas, There remains an unexpended balance of an appropriation of sixteen thousand dollars, made by act of Assembly, approved the eleventh day of May, one thousand nine hundred and five, for the purpose of providing transportation from points in Pennsylvania to Americus, Georgia, of surviving honorably discharged Pennsylvania soldiers, who were at any time confined in the Confederate prison at Andersonville, Georgia, to enable them to be present at the unveiling of the Memorial erected by the Commonwealth of Pennsylvania, in the National Cemetery, at Andersonville, Georgia, said unexpended balance being forty-three hundred and forty dollars and nineteen cents (\$4,340.19), and

Whereas, The Regimental Association of the Forty-eighth Regiment, Pennsylvania Veteran Volunteer Infantry, composed of the survivors of the said regiment, have secured, by individual contributions and otherwise, the sum of five thousand dollars, for the purpose of erecting at Petersburg, Virginia, a monument commemorating one of the most daring and heroic exploits of the War for the Suppression of the Rebellion, in

the construction of a mine under the works of the enemy, the placing therein of twelve tons of powder, and the successful explosion of the same; which undertaking, encompassed with great danger and risk of life, evidenced unsurpassed bravery, heroism, and devotion on the part of the officers and men of the said Forty-eighth Regiment, Pennsylvania Veteran Volunteer Infantry, and which was the subject of commendatory General Order, by General Meade, then commanding the Army of the Potomac; therefore, be it

Resolved (if the House of Representatives concur), That said unexpended balance, or so much thereof as may be deemed necessary, be authorized to be expended by the Adjutant General in providing and furnishing transportation to the Governor and such State officials and guests as the Governor may designate, and to surviving honorably discharged soldiers of the Forty-eighth Regiment, Pennsylvania Veteran Volunteer Infantry, from points in Pennsylvania, nearest to the place of residence of such State officials and guests and of such surviving honorably discharged soldiers, to Petersburg, Virginia, to enable them to attend the dedication of said monument; the Adjutant General to provide the necessary blanks for application for transportation, and issue said transportation, under such regulations as he may prescribe, to carry the provisions of this resolution into effect; all disbursements made to be accounted for by the Adjutant General, to the Auditor General, upon specifically itemized vouchers; the sums to be paid for such transportation not to exceed one and one-half cents per mile each way, and to be furnished by the shortest available route to Petersburg, Virginia, and return.

APPROVED—The 5th day of March, 1907.

EDWIN S. STUART.

No. 14.

In the House of Representatives,
March 4, 1907.

Whereas, The Fourth Annual Convention of the American Roadmakers' Association will be held at Pittsburg on the 12th, 13th and 14th of March, 1907, and

Whereas, The Senate and House Committee on Public Roads would be greatly benefited and enlightened by being enabled to attend the said Convention; be it

Resolved (if the Senate concur), That the State Treasurer be instructed to advance the sum of one

thousand five hundred (\$1,500) dollars, or so much thereof as may be necessary, for the purpose of defraying the expense of the Committees in attending the said Good Roads Convention at Pittsburg, and that the said sum be included in the general appropriation bill as part of the expense of this session: Provided, That the Chairmen of both Committees shall be required to file a complete and detailed account of the aforesaid expenses of said Committee, with the State Treasurer.

APPROVED—The 11th day of March, A. D. 1907.

EDWIN S. STUART.

No. 15.

In the Senate, March 6, 1907.

Whereas, A Commission, consisting of two members of the Senate and three from the House of Representatives, was created to inquire into the prices of food-stuffs throughout the State, and was to make its report not later than March 15, 1907, and

Whereas, Owing to the lateness of the appointment of said Commission, it will be practically impossible to make a full and complete report at that time; therefore, be it

Resolved (if the House of Representatives concur), That the time for making a report of said Commission be and is hereby extended to April 10, 1907.

APPROVED—The 11th day of March, 1907.

EDWIN S. STUART.

No. 16.

In the House of Representatives,
February 4, 1907.

Whereas, By reason of the great demand by the people of this Commonwealth for the pamphlet containing the game, fish and forestry laws of this Commonwealth, the many proposed changes of the same and additions thereto, and that the people of the State be given the opportunity to become acquainted with these laws as quickly as possible after their enactment; therefore, be it

Resolved (if the Senate concur), That the secretary of the Board of Game Commissioners of this Commonwealth be and is hereby directed to prepare the data, and, as soon as possible after the close of this Session, present the same to the Superintendent of

Public Printing, who shall, at the expense of the State, have published in pamphlet form 100,000 copies of said laws, together with such letter of instructions or explanations, by those entrusted with the care of our game, our forests and our fish, as may seem necessary: twenty thousand for the use of the Senate, fifty thousand for the use of the House of Representatives, two thousand for the use of the Executive, four thousand for the use of the Secretary of the Commonwealth, four thousand for the use of the Department of Forestry, four thousand for the use of the Department of Fisheries, and sixteen thousand for the use of the Board of Game Commissioners.

APPROVED—The 14th day of March, A. D. 1907.

EDWIN S. STUART.

No. 17.

In the Senate, March 13, 1907.

Resolved (if the House of Representatives concur), That Senate Bill No. 11, file folio 125, entitled "An act to classify the species of fish in such parts of boundary lakes of more than five thousand acres as this Commonwealth has jurisdiction over, and in the waters of an peninsula, or in any bay adjacent to or connected with such lakes; to declare which fish are game fish, which fish are food fish, and which are minnows or bait fish; to protect and provide for the maintenance and increase of fish in such lakes; to regulate and provide for the payment of license fees for the catching of fish from such boundary lakes, and prohibit the unauthorized taking of fish from devices used by authority of such license; to provide penalties and punishments for the violation of any of the provisions of this Act, and requiring the county wherein an offense is charged to pay costs of prosecution in certain instances, and repealing all acts inconsistent herewith," be recalled from the Governor, for the purpose of amendment.

APPROVED—The 14th day of March, A. D. 1907.

EDWIN S. STUART.

No. 18.

In the Senate, March 13, 1907.

Resolved (if the House of Representatives concur), That Senate Bill No. 17, file folio 69, entitled "An act to amend the sixth section of an act, approved June third, one thousand eight hundred and ninety-five, en-

titled 'An act authorizing the Commonwealth of Pennsylvania to rebuild county bridges over navigable rivers and other streams which have been declared public highways by act of Assembly, where such bridges have been destroyed by flood, fire or other casualty; providing for the appointment of viewers and inspectors, and the payment of the cost of rebuilding such bridges,' so as to permit of partial payments to contractors, as the work of rebuilding progresses," be recalled from the Governor for the purpose of amendment.

APPROVED—The 14th day of March, A. D. 1907.

EDWIN S. STUART.

No. 19.

In the House of Representatives,
March 4, 1907.

Whereas, Several bills have already been introduced in the Senate and House of Representatives to increase the salaries of State officials and the number of employes of the State, and it is proposed to introduce other bills of a similar nature, and

Whereas, It is difficult to consider each case separately upon its merits and do justice to all, while at the same time giving to such an important subject the careful investigation necessary to an intelligent decision; therefore, be it

Resolved, By the House of Representatives (if the Senate concur), That a committee of three be appointed, one by the President pro tempore of the Senate, and two by the Speaker of the House of Representatives, whose duty it shall be to carefully investigate the entire subject, and report a general bill specifying the number of employes for each Department and for the Senate and House of Representatives, and the amount of salary to be paid to the head of each Department, to the deputies, assistants, and to said employes.

The Committee to report on or before April tenth next, to serve without compensation, but to be allowed the necessary expenses for the pay of a clerk and stenographer; said expense however not to exceed the sum of one hundred dollars.

APPROVED—The 20th day of March, A. D. 1907.

EDWIN S. STUART.

No. 20.

In the House of Representatives,
March 20, 1907.

Resolved (if the Senate concur), That House Bill No. 28, entitled "An act regulating the hunting and killing and possession of wild water-fowl in the Commonwealth of Pennsylvania, and prescribing penalties for the violation of its provisions," be recalled from the Governor, for the purpose of amendment.

APPROVED—The 21st day of March, A. D. 1907.

EDWIN S. STUART.

No. 21.

In the House of Representatives,
March 26, 1907.

Resolved (if the Senate concur), That House Bill No. 59, entitled "An act creating a reward or bounty for the destruction of certain noxious animals and birds, killed within the Commonwealth of Pennsylvania; providing a method for the payment of the same by the several counties of the Commonwealth, which, in turn, are to be reimbursed by the Commonwealth, and providing penalties for violation of its several provisions," be recalled from the Governor for the purpose of amendment.

APPROVED—The 27th day of March, 1907.

EDWIN S. STUART.

No. 22.

In the House of Representatives,
March 27, 1907.

Resolved (if the Senate concur), That House Bill No. 84, file folio 323, entitled "An act fixing the salary of the Superintendent of Public Instruction and of the Deputy Superintendents of Public Instruction," be recalled from the Governor, for the purpose of amendment.

APPROVED—The 28th day of March, A. D. 1907.

EDWIN S. STUART.

No. 23.

In the House of Representatives,
April 2, 1907.

Resolved (if the Senate concur), That House Bill No. 190, file folio 901, entitled "An act to amend section eight of an act entitled 'An act to provide for the protection of trees, shrubs, vines, and plants against destructive insects and diseases; providing for the enforcement of this act, and the expenses connected therewith, and fixing penalties for its violation,' approved the thirty-first day of March, Anno Domini one thousand nine hundred and five, by authorizing the Economic Zoologist to acquire and disseminate knowledge of all kinds of insects and their enemies, and the means of suppressing injurious species, and maintaining beneficial kinds, and increasing the annual allowance necessary to comply with the requirements of said act" be recalled from the Governor for the purpose of amendment.

APPROVED—The 4th day of April, A. D. 1907.

EDWIN S. STUART.

No. 24.

In the Senate, April 4, 1907.

Resolved (if the House of Representatives concur). That the concurrent resolution authorizing and directing the Governor to confer upon John C. Delaney the title of Captain be recalled from the Governor, for the purpose of amendment.

APPROVED—The 4th day of April, 1907.

EDWIN S. STUART.

No. 25.

In the Senate, March 28, 1907.

Whereas, The Commission appointed under the authority of the Legislature, in 1905, to represent Pennsylvania at the Jamestown Exposition, to be opened April 26, 1907, is erecting a replica of Independence Hall as the Pennsylvania State Building at said Exposition, and

Whereas, It is desirable that the decoration of said building shall be of historical character and importance; therefore, be it

Resolved (if the House of Representatives concur). That the Board of Public Grounds and Buildings be,

and hereby is, authorized to loan, from the State collection of portraits for use in the Pennsylvania State Building at said Jamestown Exposition, such pictures as, in its judgment, can be spared for the purpose and which may be desired by the Commission.

APPROVED—The 13th day of April, 1907.

EDWIN S. STUART.

No. 26.

In the House of Representatives,
April 5, 1907.

Whereas, Criticisms have been made of nearby roads constructed by the State Highway Department; therefore, be it

Resolved (if the Senate concur), That a joint subcommittee of three members of the House Committee on Public Roads, to be appointed by the Speaker of the House, and three members of the Senate Committee on Public Roads, to be appointed by the President pro tempore of the Senate, be appointed to examine said road in the vicinity of Harrisburg; the expense of said examination to be paid out of the unexpended balance of the appropriation made to defray the expenses of the said House and Senate Committees in attending the recent Road-Makers Convention at Pittsburgh.

APPROVED—The 15th day of April, A. D. 1907.

EDWIN S. STUART.

No. 27.

In the Senate, March 25, 1907.

Resolved (if the House of Representatives concur), That seven thousand five hundred copies of the report of the Joint Legislative Commission, to investigate certain charitable institutions, be printed for distribution: five thousand copies for the use of the House of Representatives, and two thousand five hundred for the use of the Senate, and that said report shall not be printed in the Legislative Record.

APPROVED—The 17th day of April, 1907.

EDWIN S. STUART.

No. 28.

In the Senate, March 28, 1907.

Resolved (if the House of Representatives concur). That the Highway Commissioner be and is hereby instructed to have printed for distribution eight thousand (8,000) additional copies of his annual report for the year 1906.

APPROVED—The 17th day of April, A. D. 1907.

EDWIN S. STUART.

No. 29.

In the Senate, April 15, 1907.

Resolved (if the House of Representatives concur). That Senate Bill No. 53, file folio No. 1329, entitled: "An act to amend the seventh section of the act entitled 'An act relating to corporations and estates held for corporate, religious and charitable uses,' approved the twenty-sixth day of April, Anno Domini eighteen hundred and fifty-five, as amended by the supplement to the said act approved the second day of June, Anno Domini eighteen hundred and eighty-seven, by striking out the requirement that the control of the property of such corporations by the lay members thereof shall appear in the charters of corporations included in the provisions of the said act; validating all charters of such corporations heretofore granted which do not contain such provision," be recalled from the Governor, for amendment.

APPROVED—The 17th day of April, A. D. 1907.

EDWIN S. STUART.

No. 30.

In the House of Representatives,
April 16, 1907.

Resolved (if the Senate concur), That House Bill No. 264, file folio No. 1451, entitled "An act to encourage the breeding of horses, to regulate the public service of stallions, to require the registration of stallions, and to provide for the enforcement thereof," be recalled from the Governor, for the purpose of amendment.

APPROVED—The 18th day of April, A. D. 1907.

EDWIN S. STUART.

No. 31.

In the House of Representatives,
April 17, 1907.

Resolved (if the Senate concur), That House Bill No. 215, entitled "An act relating to church charters which have been granted without incorporating the provisions of section seven of act of twenty-sixth of April, one thousand eight hundred and fifty-five; validating the same for the period of two years, and authorizing amendments to said charters containing the provisions of said section seven of act of twenty-sixth April, one thousand eight hundred and fifty-five," be recalled from the Governor, for the purpose of amendment.

APPROVED—The 18th day of April, 1907.

EDWIN S. STUART.

No. 32.

In the House of Representatives,
April 22, 1907.

Resolved (if the Senate concur), That House Bill No. 201, entitled "An act requiring all newspapers published in this Commonwealth to print, in a conspicuous place in every issue, the names of the owners, proprietors or publishers, and the managing editors of the same, and making a violation of this act a misdemeanor, and fixing the penalty for the omission thereof," be recalled from the Governor, for the purpose of amendment.

APPROVED—The 24th day of April, A. D. 1907.

EDWIN S. STUART.

No. 33.

In the Senate, March 25, 1907.

Authorizing the readjustment of the rank of John C. Delaney, and providing for his promotion and commission to the rank of Captain in "I" Company, 107th Regiment, Pennsylvania Volunteer Infantry.

Whereas, The records of the Adjutant General's Department show that John C. Delaney was mustered into the United States service on the fifth day of March, 1862, as a private soldier of I Company, of the 107th Regiment, Pennsylvania Volunteer Infantry, in

which Regiment he continued to serve until the close of the Civil War, when he was mustered out as Second Lieutenant of said Company, on the 13th day of July, 1865; and

Whereas, John C. Delaney, when he enlisted, as aforesaid, was a boy of scarcely fourteen years of age, and before the close of his first year of service was seriously wounded in the Battle of Antietam, and although suffering a disability from the wound he there received, and from other disabilities occurring in his three and one-half year service in the cause of the Union, he has never asked for or been a recipient of a pension from the United States Government from the disabilities thus incurred; and

Whereas, His record as a soldier in the great War of the Rebellion is resplendent, as indicated in the commendations from company, regimental and brigade commanders, who certify to his brilliant and heroic deeds, the presentation to him of a medal of honor by the President of the United States, by virtue of an act of Congress, approved March 3rd, 1863, for most distinguished services in battle on the 6th day of February, 1865, in the State of Virginia, together with the presentation to him of a beautiful sword, in whose inscription the limitless affection of the men he commanded is shown,—all speak most eloquently of the merits of this young, typical American soldier, presenting as it does a record of distinguished services rarely excelled in the history of Wars; and

Whereas, During the last winter of the Rebellion, including the campaigns around Petersburg and the battles fought in the victorious march to Appomattox, the said John C. Delaney, having risen to the rank of Sergeant, he commanded during this entire time his own company, and, a portion of the time, another company of the regiment, which, like his own, was left without any commissioned officer; and

Whereas, The said John C. Delaney was promoted to the rank of second lieutenant May 20th, 1865, and commissioned first lieutenant July 7th, 1865, and held that rank and commanded his company until its muster out; and

Whereas, In the confusion that existed after the surrender at Appomattox, many officers of the old army, who had rendered distinguished services, were not promoted and given that rank to which their long and faithful services in command of troops entitled them, and were mustered out at a lower rank than the usages of the service have generally accorded such officers, as in the case of the said John C. Delaney, who was mustered out as a lieutenant, when, by all customs, usages, and in justice to him for distinguished services rendered, he should have been mustered out as Captain of his company; therefore, be it

Resolved, That the General Assembly of the Commonwealth of Pennsylvania hereby places upon record its appreciation of the valor, heroism and distinguished services during the Civil War of the said John C. Delaney, of "I" Company, 107th Regiment Pennsylvania Veteran Volunteer Infantry, who filled the position, performed the duties and bore the responsibilities of Captain of said company during that renowned period in which the great campaign was waged that terminated at Appomattox, ranking only as a lieutenant when, in justice, he should have had conferred upon him the rank of and have been commissioned a Captain in the United States Volunteers; and be it further

Resolved, That the Adjutant General of the Commonwealth be and he is hereby authorized and directed to place with the muster-out roll of "I" Company, 107th Regiment, Pennsylvania Veteran Volunteer Infantry, a copy of these preambles and resolutions.

APPROVED—The 26th day of April, A. D. 1907.

EDWIN S. STUART.

No. 34.

In the Senate, April 23, 1907.

Authorizing and directing the Adjutant General to file in his office a record of the services of the "Worth Infantry" and "York Rifles," of York, Pennsylvania, at the opening of the War of the Rebellion, and authorizing and directing the Adjutant General to incorporate in his next annual report a copy of this resolution.

Whereas, Two companies of militia, of York, Pennsylvania, known as the "Worth Infantry" and the "York Rifles," on April 15th, 1861, upon receipt of the news of the firing upon Fort Sumpter, which marked the opening of the War of the Rebellion, offered their services to the Secretary of War of the United States and "his Excellency Andrew G. Curtin, Governor of the Commonwealth of Pennsylvania," and

Whereas, The said services were accepted by his Excellency Andrew G. Curtin, Governor of the Commonwealth of Pennsylvania, and the said "Worth Infantry" and "York Rifles" were instructed to hold themselves in readiness to move at the call of their respective Captains; and

Whereas, On April 20th, 1861, after the Sixth Massachusetts Regiment while passing through the streets of Baltimore had been attacked by a mob, upon orders from Generals Keim and Cadwallader the said "Worth

Infantry" and "York Rifles," fully uniformed, armed and equipped left York, Pennsylvania, at eleven o'clock post meridian, for Parktown, Maryland, which point they reached on April 21st, 1861, at two o'clock ante meridian, and immediately proceeded to do picket duty and to guard the bridges of the Northern Central Railroad, which were being destroyed so as to prevent the transportation of Union troops to the seat of war; and

Whereas, A careful investigation of the records and files of the Adjutant General's office discloses the fact that there is no record of the services rendered at the opening of the War of the Rebellion by the said "Worth Infantry" and "York Rifles," but which services were recognized by the Legislature of Pennsylvania by an act of Assembly approved the 31st day of May, 1893, appropriating the sum of three hundred dollars for the purchase of appropriate medals with commemorating devices, to be presented to each surviving member of the said "Worth Infantry" and "York Rifles," which medals were presented to the then surviving members of the said "Worth Infantry" and "York Rifles," at York, Pennsylvania, by his Excellency Robert E. Pattison, Governor of Pennsylvania; therefore, for the purpose of preserving a record of the said services of the said "Worth Infantry" and "York Rifles" at the opening of the War of the Rebellion, be it

Resolved (if the House of Representatives concur). That the Adjutant General of the Commonwealth of Pennsylvania be and is hereby authorized and directed to file in his office a record of the movements of the said "Worth Infantry" and "York Rifles" at the opening of the War of the Rebellion, taken from the minutes of the meetings of the said "Worth Infantry" and "York Rifles," properly authenticated by affidavit and accompanying this resolution, together with a roster of the members of the said "Worth Infantry" and "York Rifles," and that the said Adjutant General be and is hereby authorized and directed to incorporate in his next annual report a copy of this resolution.

APPROVED—The 29th day of April, 1907.

EDWIN S. STUART.

No. 35.

In the House of Representatives.

April 25, 1907.

Resolved (if the Senate concur). That House Bill No. 57, file folio No. 209, entitled: "An act authorizing

municipal corporations, owning their own water systems, to relocate roads destroyed by overflow of reservoirs or otherwise, and to acquire land to preserve water supply from contamination," be recalled from the Governor, for the purpose of amendment.

APPROVED—The 30th day of April, A. D. 1907.

EDWIN S. STUART.

No. 36.

In the House of Representatives,
April 25, 1907.

Resolved (if the Senate concur), That House Bill No. 256, file folio No. 2145, entitled "An act to aid the Auditor General in the collection of taxes due the Commonwealth from corporations, limited partnerships, and joint stock associations," be recalled from the Governor, for the purpose of amendment.

APPROVED—The 30th day of April, A. D. 1907.

EDWIN S. STUART.

No. 37.

In the House of Representatives,
May 1, 1907.

Resolved (if the Senate concur), That House Bill No. 311, file folio No. 1507, entitled "An act empowering boards of school directors, boards of school controllers and central boards of education, in school districts of the second and third class, to appropriate moneys for a teacher's retirement fund," be recalled from the Governor, for the purpose of amendment.

APPROVED—The 1st day of May, A. D. 1907.

EDWIN S. STUART.

No. 38.

In the House of Representatives,
May 2, 1907.

Resolved (if the Senate concur), That House Bill No. 197, file folio No. 4011, entitled "An act to authorize all State hospitals for injured persons, and all hospitals for the care and treatment of the insane, in whole or in part maintained by State aid, to acquire

lands for hospital purposes, and to take waters streams, lands, property, and materials for purposes of supplying said hospitals with pure water for hospital purposes; prescribing the manner in which said lands, streams, property, and materials may be taken, and the manner of compensating the owners thereof for such taking," be recalled from the Governor, for the purpose of amendment.

APPROVED—The 2d day of May, A. D. 1907.

EDWIN S. STUART.

No. 39.

In the House of Representatives,
May 1, 1907.

Resolved (if the Senate concur), That House Bill No. 459, file folio No. 2537, entitled "An act regulating the bail on appeals to the Supreme Court or Superior Court in equity cases, where specific performance is adjudged, ordered and decreed, where the defendant to the bill of complaint answers that the title to the land in question is not good and marketable," be recalled from the Governor, for the purpose of amendment.

APPROVED—The 2d day of May, A. D. 1907.

EDWIN S. STUART.

No. 40.

In the Senate, April 30, 1907.

Resolved (if the House of Representatives concur), That 1,000 copies of the proceedings of the Memorial services held in honor of the late Hon. Myron Matson be printed for the use of the Senate.

APPROVED—The 3d day of May, 1907.

EDWIN S. STUART.

No. 41.

In the House of Representatives,
May 7, 1907.

Whereas, The Capitol Investigation Commission has this day reported that it is unable to complete its labors and make its report to the Legislature prior to the date fixed for final adjournment; and

Whereas, It is essential to the purposes of its appointment that its inquiry should be as full and complete as possible, in order that the State may have all benefit therefrom; therefore be it

Resolved (if the Senate concur), That said joint Committee, known as the Capitol Investigation Commission, is hereby authorized to continue its work beyond the date of final adjournment, until its labors are finished, and to make its report and recommendations to the Governor. And be it further

Resolved, That all of the instructions given to, and powers conferred upon, said joint Committee, under the concurrent resolution, approved January 30, 1907, are hereby specifically continued and granted.

APPROVED—The 8th day of May, A. D. 1907.

EDWIN S. STUART.

No. 42.

In the Senate, March 27, 1907.

Whereas, It appears from the investigation recently made by the Senate of the United States, and otherwise, that polygamy still exists in certain places in the United States, notwithstanding prohibitory statutes enacted by the several States thereof, and

Whereas, The practice of polygamy is generally condemned by the people of the United States, and there is a demand for the more effective prohibition thereof by placing the subject under Federal jurisdiction and control, at the same time reserving to each State the right to make and enforce its own laws relating to marriage and divorce; now therefore, be it

Resolved (if the House of Representatives concur), That application be and hereby is made to Congress, under the provisions of Article 5 of the Constitution of the United States, for the calling of a convention to propose an amendment to the Constitution of the United States whereby polygamy and polygamous cohabitation shall be prohibited, and Congress shall be given power to enforce such prohibition by appropriate legislation.

Resolved, That the Legislature of all other States of the United States, now in session, or when next convened, be and they are hereby respectfully requested to join in the application by the adoption of this or an equivalent resolution.

Resolved Further, That the Secretary of State be and he hereby is directed to transmit copies of this application to the Senate and House of Representatives of the United States, and to the several members of said bodies representing this State therein, and

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also to transmit copies thereof to the Legislature of all the other States of the United States.

APPROVED—The 8th day of May, 1907.

EDWIN S. STUART.

No. 43.

In the House of Representatives,
May 7, 1907.

Resolved (if the Senate concur), That House Bill No. 193, file folio No. 779, entitled "An act requiring every person, firm, corporation or unincorporated association of this Commonwealth, who shall display on their signs, places of business or literature word or words tending to show that they are engaged in banking, either as a trust company or savings association or deposit company, to undergo an examination by the State Bank Examiner, and placing them under the direction and supervision of the State Bank Examiner, and providing a penalty for any person who may fail or refuse to obey the orders of the State Bank Examiner," be recalled from the Governor, for the purpose of amendment.

APPROVED—The 9th day of May, A. D. 1907.

EDWIN S. STUART.

No. 44.

In the House of Representatives,
May 9, 1907.

Resolved (if the Senate concur), That House Bill No. 373, file folio No. 5223, entitled "An act to protect the public health by providing for the prevention of the preparation and sale of meat and meat food products which are unsound, unhealthful, unwholesome and otherwise unfit for food; defining what shall be regarded as meat and meat food products; authorizing the appointment and compensation of local meat inspectors; authorizing the State Livestock Sanitary Board to enforce the provisions of this act, to make rules and regulations for its enforcement, and to appoint agents to assist in its enforcement; and to provide penalties for the violation or perversion hereof," be recalled from the Governor, for the purpose of amendment.

APPROVED—The 9th day of May, A. D. 1907.

EDWIN S. STUART.

No. 45.

In the Senate, May 9, 1907.

Resolved (if the House of Representatives concur).
That Senate Bill No. 136, file folio No. 653, entitled
“An act making an appropriation for the Public High-
ways of the State, subject and under the direction of
the Department of Highways,” be recalled from the
Governor.

APPROVED—The 9th day of May, A. D. 1907.

EDWIN S. STUART.

No. 46.

In the Senate, May 8, 1907.

Resolved (if the House of Representatives concur),
That Senate Bill No. 79, entitled “An act creating
a vacancy in the office of aldermen and justices of the
peace when said officers shall not reside, and maintain
an office, in their respective wards, districts, boroughs
or townships, and providing for the appointment of
their successors,” be recalled from the Governor, for
the purpose of amendment.

APPROVED—The 9th day of May, A. D. 1907.

EDWIN S. STUART.

No. 47.

In the Senate, May 9, 1907.

Resolved (if the House of Representatives concur),
That Senate Bill No. 28, file folio No. 741, entitled
“An act fixing the compensation of members of the
General Assembly, and regulating the payment there-
of,” be recalled from the Governor.

APPROVED—The 9th day of May, A. D. 1907.

EDWIN S. STUART.

No. 48.

In the Senate, May 9, 1907.

Resolved (if the House of Representatives concur),
That Senate Bill No. 220, entitled “An act regulating
the bail on appeals to the Supreme Court or the
Superior Court in equity cases, where a specific per-

formance is adjudged, ordered and decreed, where the defendant to the bill of complaint answers that the title to the land in question is not good and marketable," be recalled from the Governor.

APPROVED—The 10th day of May, A. D. 1907.

EDWIN S. STUART.

No. 49.

In the House of Representatives.

May 10, 1907.

Resolved (if the Senate concur), That House Bill No. 326, entitled "An act to amend an act, entitled 'An act authorizing the Superintendent of Public Instruction to place in each Public School of this Commonwealth one copy of Smull's Legislative Hand Book following each decennial census, and biennially one copy of the school laws and decisions, and providing for the same,' approved the twenty-ninth day of April, Anno Domini one thousand eight hundred and ninety-seven, by requiring the Superintendent of Public Instruction to place in each public school in this Commonwealth a copy of Smull's Legislative Hand Book, during the year one thousand nine hundred and seven, and quadrennially thereafter," be recalled from the Governor.

APPROVED—The 10th day of May, A. D. 1907.

EDWIN S. STUART.

No. 50.

In the House of Representatives.

May 10, 1907.

Resolved (if the Senate concur), That House Bill No. 189, entitled "An act authorizing the taking of suckers, catfish, carp and eels in the waters of this Commonwealth, through the use of fish-baskets, and prescribing penalties for violation of its provisions," be recalled from the Governor.

APPROVED—The 10th day of May, A. D. 1907.

EDWIN S. STUART.

No. 51.

In the House of Representatives,
May 10, 1907.

Resolved (if the Senate concur), That House Bill No. 176, file folio No. 4529, entitled "An act authorizing the employment of male prisoners of the jails, workhouses and industrial reformatories of this Commonwealth upon the public highways of the several counties, and regulating the same; and providing for the establishment of Prison Boards, the purchase of material and tools, and employment of deputies, at the expense of the proper county, and a penalty for the escape of prisoners while employed outside of said jails, workhouses or reformatories," be recalled from the Governor, for the purpose of amendment.

APPROVED—The 10th day of May, A. D. 1907.

EDWIN S. STUART.

No. 52.

In the House of Representatives,
May 13, 1907.

Resolved (if the Senate concur), That House Bill No. 445, entitled "An act to amend an act, entitled 'An act to provide for the incorporation and regulation of ship canal companies to connect the Great Lakes with points on navigable rivers of this Commonwealth,' approved the twenty-fourth day of June, Anno Domini one thousand eight hundred and ninety-five; providing for the construction, operation and maintenance of feeder and branch canals and other appurtenances of a ship canal; providing for the merger or consolidation of ship canal companies incorporated under the laws of this State with companies incorporated in other States or the United States; providing for the abandonment of part of the route of ship canal companies incorporated under the laws of this Commonwealth; for the alteration and change in the site or location of highways, public or private roads, railroads, bridges, dams, water-power works, waterways, buildings or other works, and providing compensation for the same, and providing for the appropriation of lakes, bridges, water courses, ponds, reservoirs or other sources of water supply necessary for the maintenance and operation of ship canals." be recalled from the Governor for the purpose of amendment.

APPROVED—The 14th day of May, A. D. 1907.

EDWIN S. STUART.

No. 53.

In the Senate, May 13, 1907.

Resolved (if the House of Representatives concur), That the Superintendent of Public Grounds and Buildings be instructed to have the Dome of the Capitol illuminated to-morrow evening, in honor of the Knights of the Golden Eagle visiting, and assembled in State convention, in this city.

APPROVED—The 14th day of May, A. D. 1907.

EDWIN S. STUART.

No. 54.

In the Senate, May 13, 1907.

Resolved (if the House of Representatives concur), That Senate Bill No. 380, file folio 2861, entitled "An act to provide for the erection of a monument to commemorate the services of Pennsylvania troops in the battle of Cold Harbor, Virginia, and the appointment of a Commission to carry into effect the provisions of this act; making an appropriation therefore," be recalled from the Governor, for the purpose of amendment.

APPROVED—The 14th day of May, A. D. 1907.

EDWIN S. STUART.

No. 55.In the House of Representatives,
May 13, 1907.

Resolved (if the Senate concur), That House Bill No. 1085, file folio No. 5637, entitled "An act making an appropriation to Saint Joseph's Foundling Home and Maternity Hospital, of Scranton," be recalled from the Governor for the purpose of amendment.

APPROVED—The 14th day of May, A. D. 1907.

EDWIN S. STUART.

No. 56.In the House of Representatives,
May 13, 1907.

Resolved (if the Senate concur), That House Bill No. 153, file folio No. 5649, entitled "An act to amend the act of February seventeenth, one thousand nine hun-

dred and six, entitled 'An act to provide for the personal registration of electors in cities of the first and second classes of this Commonwealth, to make such registration a condition of the right to vote in such cities, and to provide penalties for violations of its provisions,' by changing the days and hours of registration; providing an additional registration day for the spring primary; providing that foreign-born citizens, unable to produce their fathers' naturalization papers, may be registered upon making affidavit; providing for the registration of citizens between the February election and the spring primary; altering the procedure of the appointment of registrars, of appeals to the commissioners and to the courts, and providing that proper notice of each be given; providing that registered persons shall be entitled to vote only in case they have not since registration become disqualified; enlarging the powers of the registration commissioners in certain particulars; altering the phraseology of the act so as to make it clear that electors may register at either fall or winter periods, that they may be registered by the commissioners only, if ill or absent on all the registration days, and that the lists shall become of no validity at the beginning of the new registration period; providing that the lists shall be preserved for two years, that an applicant for registration unable to write shall make affidavit of the fact; providing that the registrars shall notify the registration commissioners of the registration of persons previously registered in the same city, and making certain verbal corrections in the language of the same," be recalled from the Governor, for the purpose of amendment.

APPROVED—The 14th day of May, A. D. 1907.

EDWIN S. STUART.

No. 57.

In the House of Representatives,

May 14, 1907.

Resolved (if the Senate concur), That the vote by which House Bill No. 326, file folio No. 3673, entitled "An act to amend an act, entitled 'An act authorizing the Superintendent of Public Instruction to place in such public schools of this Commonwealth one copy of Smull's Legislative Hand Book following each decennial census, and biennially one copy of the School Laws and Decisions, and providing for the same,'" was recalled from the Governor, be reconsidered.

APPROVED—The 15th day of May, A. D. 1907.

EDWIN S. STUART.

LAWS OF PENNSYLVANIA,

No. 58.

In the House of Representatives,
May 15, 1907.

Resolved (if the Senate concur), That the resolution by which House Bill No. 189, file folio No 761, entitled An act authorizing the taking of suckers, catfish, carp and eels in the waters of this Commonwealth, through the use of fish-baskets, and prescribing penalties for violation of its provisions, was recalled from the Governor, be reconsidered.

APPROVED—The 15th day of May, A. D. 1907.

EDWIN S. STUART.

No. 59.

In the House of Representatives,
May 3, 1907.

Authorizing and directing the Adjutant General to file in his office a record of the services of the "First Defenders," of Schuylkill county, Pennsylvania, at the opening of the War of the Rebellion, and authorizing and directing the Adjutant General to incorporate in his next annual report a copy of this resolution.

Whereas, On the call of Abraham Lincoln, the President of the United States, made April 15th, 1861, for seventy-five thousand volunteer troops to defend the National Capital from destruction, which was contemplated by the secession conspirators, to be carried out on the evening of April 18th, 1861, at midnight, five companies from Pennsylvania; namely,—

Washington Artillerists, Pottsville, Pennsylvania; National Light Infantry, Pottsville, Pennsylvania; Ringgold Light Artillery, Reading, Pennsylvania; Allen Infantry, Allentown, Pennsylvania; Logan Guards, Lewistown, Pennsylvania,—arriving at Harrisburg, Pennsylvania, on the call of Andrew G. Curtin, Governor of Pennsylvania, on the 16th and 17th of April, 1861, and on the morning of the 18th day of April, were mustered into the United States service. They proceeded at once for Washington, D. C., and were at once marched to the Capitol, the first volunteers to reach there, and save the Capitol and Archives from destruction.

And Whereas, Others claim the title of "First Defenders," besides the five companies above stated,

Therefore be it resolved (if the Senate concur). That the Adjutant General of the Commonwealth of Pennsylvania be, and he is hereby, authorized and directed

to make investigation, and to file in his office a record of the movements of the said "First Defenders" at the opening of the War of the Rebellion; and that the said Adjutant General be and is hereby authorized and directed to incorporate in his next annual report a copy of this resolution.

APPROVED—The 31st day of May, A. D. 1907.

EDWIN S. STUART.

No. 60.

In the House of Representatives,
May 13, 1907.

Whereas, The extension of Capitol Park, eastward from the present line, is greatly to be desired, in order to provide an appropriate setting for the State Capitol; and

Whereas, It is important, because of the steadily increasing values of real estate, that the property aforesaid shall be obtained for the Commonwealth at as early a time as possible, and

Whereas, The Commonwealth should be fully advised of the probable cost of this property before being committed to the purchase or condemnation of the same; therefore, be it

Resolved, By the House of Representatives (if the Senate concur), That the Board of Public Grounds and Buildings be and they are hereby directed to make an appraisement of the properties within the area bounded by Fourth street on the West, Walnut street on the South, North street on the North, and the main line of the Pennsylvania Railroad on the East, and, wherever possible, to obtain options on the aforesaid properties, in the name of the Commonwealth of Pennsylvania, said options to hold good until June 30th, 1909; and be it further

Resolved, That the Board of Public Grounds and Buildings shall make report to the General Assembly, on the first day of the Session of 1909, setting forth the approximate cost of the aforesaid property, based upon the options obtained and the appraisement made as aforesaid.

APPROVED—The 12th day of June, A. D. 1907.

EDWIN S. STUART.

No. 61.

In the House of Representatives,
February 25, 1907.

Resolved (if the Senate concur), That the Superintendent of Public Printing be directed to have a re-

vised edition, of sixteen thousand five hundred copies of the railroad map of Pennsylvania, heretofore issued by the Department of Internal Affairs, with necessary additions and corrections, printed, as follows:

Four thousand copies, printed on heavy map paper, and four thousand copies in book-form, for the use of the House of Representatives.

One thousand copies, printed on heavy map paper, and one thousand copies in book-form, for the use of the Senate.

Five hundred copies in book-form, for the use of the Governor.

Three thousand copies, printed on heavy map paper, two thousand copies in book-form, and one thousand copies on muslin mounted paper, for the use of the Secretary of Internal Affairs.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 62.

In the House of Representatives,
May 10, 1907.

Resolved (if the Senate concur), That the State Highway Commissioner be and is hereby instructed to have printed, for distribution, ten thousand copies of a pamphlet containing all road laws now in force, or enacted at this session.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 63.

In the Senate, May 15, 1907.

Resolved (if the House of Representatives concur). That the Chief Clerks of the Senate and House of Representatives be directed to have the copy of Journals of the two Houses, of this session, prepared and placed in the hands of the Superintendent of Public Printing within thirty days after the close of the Session; and the Superintendent of Public Printing is hereby directed to have the said Journals printed, bound and delivered to the Chief Clerks of the Senate and House of Representatives within ninety days after receipt of the copy therefor.

APPROVED—The 13th day of June, A. D. 1907.

EDWIN S. STUART.

No. 64.

In the House of Representatives,
May 13, 1907.

Resolved, By the House of Representatives (if the Senate concur), That a Commission, consisting of three citizens of the Commonwealth, be appointed by the Governor thereof, whose duty it shall be to investigate into the facts as to the abandonment of the canals of the State, and as to the abandonment of the construction of competitive railroads by existing corporations, and to recommend the enactment of such legislation as shall enable the State to take any existing canals which are now parts of abandoned canal systems and to recover, as far as may be lawfully done, the aforesaid abandoned canals and restore them to highways of transportation, and to establish, under proper and liberal laws, canal companies independent of railroad control, and to recommend legislation whereby the aforesaid railroad franchise, so abandoned, and any work which may have been done under them, may be taken and sold to an independent and competitive railroad company. The Governor shall have authority to appoint the aforesaid Commissioners from the membership of any Commission now existing, or which may hereafter be created. The Commission shall transmit the report of its investigation, together with such legislation it may recommend, to the Governor, who shall transmit the aforesaid report and recommendations to the next legislature. The sum of twenty-five hundred dollars, or so much thereof as may be necessary, is hereby appropriated for the purpose of defraying the expenses of the Commission, if said commission shall not be appointed from the membership of any other commission, and that the Attorney General be instructed to proceed at once to secure the charters of abandoned railroads.

APPROVED—The fourteenth day of June, Anno Domini, one thousand nine hundred and seven, except as to the item appropriating the sum of twenty-five hundred dollars, or so much thereof as may be necessary, for the purpose of defraying the expenses of the Commission.

I withhold my approval from this item, for the reason that the investigation provided for, and the report thereon, can properly be made by the Railroad Commission, created at the present session of the Legislature.

EDWIN S. STUART.

LAWS OF PENNSYLVANIA,

No. 65.

In the Senate, May 13, 1907.

Resolved (if the House of Representatives concur), That the Governor of the Commonwealth be and he is hereby authorized to appoint a Commission to revise the present bituminous mine laws of Pennsylvania; the said Commission to be composed of five members, two of whom shall be selected from among the operators of the eastern and western sections of the bituminous region, and two from among the mine-workers of the eastern and western sections of the bituminous region (from a list to be submitted by the mine-workers), and one who shall be a person versed in the art of mining and who has no pecuniary interest in the operation of any coal mine in Pennsylvania.

For the defraying of the expenses of said Commission, the sum of fifteen thousand dollars (\$15,000.00) or so much thereof as may be necessary, is hereby appropriated, out of any moneys in the State Treasury not otherwise appropriated; each member of said Commission to receive, as compensation, the sum of ten dollars a day, and expenses, for the actual time spent in the revision of the laws as contemplated by this resolution, to be paid on vouchers duly certified to the Auditor General by the President of the Commission.

The said Commission is hereby authorized to select an attorney to assist them in the work of revision, and also a stenographer, both of whom shall be paid from the said appropriation of fifteen thousand dollars.

The said Commission shall hold its meetings in Pittsburg, where all persons who are interested in the revision of the said bituminous mine laws may appear and give expression to their views. The said Commission shall have the right to call into consultation any persons who, in its opinion, may be able to give information that will assist in the work of revision.

The said Commission shall make a report of its deliberations to the next Legislature, which will convene January, 1909.

APPROVED—The fourteenth day of June, Anno Domini one thousand nine hundred and seven, except as to the item appropriating the sum of fifteen thousand dollars, or so much thereof as may be necessary, for the purpose of defraying the expenses of the Commission herein provided for.

This item is approved in the sum of five thousand dollars. I withhold my approval from the remainder of said item.

EDWIN S. STUART.

JOINT RESOLUTIONS

PASSED AT THE SESSION OF NINETEEN HUNDRED
AND SEVEN.

No. 1.

A JOINT RESOLUTION

Proposing amendments to the Constitution of the Commonwealth of Pennsylvania so as to consolidate the Courts of Common Pleas of Philadelphia and Allegheny counties, and to give the General Assembly power to establish a separate court in Philadelphia county, with criminal and miscellaneous jurisdiction.

Section 1. Be it resolved by the Senate and House of Representatives in General Assembly met, That the following amendments to the Constitution of Pennsylvania be, and the same are hereby, proposed in accordance with the eighteenth article thereof:—

That section six of article five be amended by striking out the said section, and inserting in place thereof the following:

Section 6. In the counties of Philadelphia and Allegheny all the jurisdiction and powers now vested in the several numbered courts of Common Pleas shall be vested in one court of Common Pleas in each of said counties, composed of all the judges in commission in said courts; such jurisdiction and powers shall extend to all proceedings at law and in equity which shall have been instituted in the several numbered courts, and shall be subject to such changes as may be made by law, and subject to change of venue as provided by law; the president judge of each of the said courts shall be selected as provided by law; the number of judges in each of said courts may be by law increased, from time to time; this amendment shall take effect on the first Monday of January succeeding its adoption.

Section 2. That article five, section eight, be amended by making an addition thereto, so that the same shall read as follows:—

Section 8. The said courts in the counties of Philadelphia and Allegheny, respectively, shall, from time to time, in turn detail one or more of their judges to hold the courts of Oyer and Terminer and the courts

of Quarter Sessions of the Peace of said counties, in such manner as may be directed by law: Provided, That in the county of Philadelphia the General Assembly shall have power to establish a separate court, consisting of not more than four judges, which shall have exclusive jurisdiction in criminal cases, and in such other matters as may be provided by law.

No. 2.

A JOINT RESOLUTION

Proposing an amendment to the Constitution of the Commonwealth, allowing counties, cities, boroughs, townships, school districts, or other municipal or incorporated districts, to increase their indebtedness.

Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, That section eight, article nine, of the Commonwealth of Pennsylvania, reading as follows:—

“Section 8. The debt of any county, city, borough, township, school district or other municipality or incorporated district, except as herein provided, shall never exceed seven per centum upon the assessed value of the taxable property therein, nor shall any such municipality or district incur any new debt, or increase its indebtedness to an amount exceeding two per centum upon such assessed valuation of property, without the assent of the electors thereof at a public election in such manner as shall be provided by law; but any city, the debt of which now exceeds seven per centum of such assessed valuation, may be authorized by law to increase the same three per centum, in the aggregate, at any one time, upon such valuation.” be amended, in accordance with the provisions of the eighteenth article of said Constitution, so that said section when amended shall read as follows:—

Section 8. The debt of any county, city, borough, township, school district, or other municipality or incorporated district, except as herein provided, shall never exceed ten per centum upon the assessed value of the taxable property therein, nor shall any such municipality or district incur any new debt, or increase its indebtedness to an amount exceeding two per centum upon such assessed valuation of property, without the assent of the electors thereof, at a public election, in such manner as shall be provided by law.

No. 3.

A JOINT RESOLUTION

Proposing amendments to sections eight and twenty-one of article four, sections eleven and twelve of article five, sections two, three, and fourteen of article eight, section one of article twelve, and sections two and seven of article fourteen, of the Constitution of Pennsylvania, and providing a schedule for carrying the amendments into effect.

Section 1. Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, That the following are proposed as amendments to the Constitution of the Commonwealth of Pennsylvania, in accordance with the provisions of the eighteenth article thereof:—

Amendment One—To Article Four, Section Eight.

Section 2. Amend section eight of article four of the Constitution of Pennsylvania, which reads as follows:—

“He shall nominate and, by and with the advice and consent of two-thirds of all the members of the Senate, appoint a Secretary of the Commonwealth and an Attorney General during pleasure, a Superintendent of Public Instruction for four years, and such other officers of the Commonwealth as he is or may be authorized by the Constitution or by law to appoint; he shall have power to fill all vacancies that may happen, in offices to which he may appoint, during the recess of the Senate, by granting commissions which shall expire at the end of their next session; he shall have power to fill any vacancy that may happen, during the recess of the Senate, in the office of Auditor General, State Treasurer, Secretary of Internal Affairs or Superintendent of Public Instruction, in a judicial office, or in any other elective office which he is or may be authorized to fill; if the vacancy shall happen during the session of the Senate, the Governor shall nominate to the Senate, before their final adjournment, a proper person to fill said vacancy; but in any such case of vacancy, in an elective office, a person shall be chosen to said office at the next general election, unless the vacancy shall happen within three calendar months immediately preceding such election, in which case the election for said office shall be held at the second succeeding general election. In acting on executive nominations the Senate shall sit with open doors, and, in confirming or rejecting the nominations of the Governor, the vote shall be taken by yeas and nays, and shall be entered on the journal,” so as to read as follows:—

He shall nominate and, by and with the advice and consent of two-thirds of all the members of the Sen-

ate, appoint a Secretary of the Commonwealth and an Attorney General during pleasure, a Superintendent of Public Instruction for four years, and such other officers of the Commonwealth as he is or may be authorized by the Constitution or by law to appoint; he shall have power to fill all vacancies that may happen, in offices to which he may appoint, during the recess of the Senate, by granting commissions which shall expire at the end of their next session; he shall have power to fill any vacancy that may happen, during the recess of the Senate, in the office of Auditor General, State Treasurer, Secretary of Internal Affairs or Superintendent of Public Instruction, in a judicial office, or in any other elective office which he is or may be authorized to fill; if the vacancy shall happen during the session of the Senate, the Governor shall nominate to the Senate, before their final adjournment, a proper person to fill said vacancy; but in any such case of vacancy, in an elective office, a person shall be chosen to said office on the next election day appropriate to such office, according to the provisions of this Constitution, unless the vacancy shall happen within two calendar months immediately preceding such election day, in which case the election for said office shall be held on the second succeeding election day appropriate to such office. In acting on executive nominations the Senate shall sit with open doors, and, in confirming or rejecting the nominations of the Governor, the vote shall be taken by yeas and nays, and shall be entered on the journal.

Amendment Two—To Article Four, Section Twenty-one.

Section 3. Amend section twenty-one of article four, which reads as follows:—

“The term of the Secretary of Internal Affairs shall be four years; of the Auditor General three years; and of the State Treasurer two years. These officers shall be chosen by the qualified electors of the State at general elections. No person elected to the office of Auditor General or State Treasurer shall be capable of holding the same office for two consecutive terms.” so as to read:—

The terms of the Secretary of Internal Affairs, the Auditor General, and the State Treasurer shall each be four years; and they shall be chosen by the qualified electors of the State at general elections; but a State Treasurer, elected in the year one thousand nine hundred and nine, shall serve for three years, and his successors shall be elected at the general election in the year one thousand nine hundred and twelve, and in every fourth year thereafter. No person elected to the office of Auditor General or State Treasurer shall

be capable of holding the same office for two consecutive terms.

Amendment Three—To Article Five, Section Eleven.

Section 4. Amend section eleven of article five, which reads as follows:

“Except as otherwise provided in this Constitution, justices of the peace or aldermen shall be elected in the several wards, districts, boroughs and townships at the time of the election of constables, by the qualified electors thereof, in such manner as shall be directed by law, and shall be commissioned by the Governor for a term of five years. No township, ward, district or borough shall elect more than two justices of the peace or aldermen without the consent of a majority of the qualified electors within such township, ward or borough; no person shall be elected to such office unless he shall have resided within the township, borough, ward or district for one year next preceding his election. In cities containing over fifty thousand inhabitants, not more than one alderman shall be elected in each ward or district,” so as to read:—

Except as otherwise provided in this Constitution, justices of the peace or aldermen shall be elected in the several wards, districts, boroughs or townships, by the qualified electors thereof, at the municipal election, in such manner as shall be directed by law, and shall be commissioned by the Governor for a term of six years. No township, ward, district or borough shall elect more than two justices of the peace or aldermen without the consent of a majority of the qualified electors within such township, ward or borough; no person shall be elected to such office unless he shall have resided within the township, borough, ward or district for one year next preceding his election. In cities containing over fifty thousand inhabitants, not more than one alderman shall be elected in each ward or district.

Amendment Four—To Article Five, Section Twelve.

Section 5. Amend section twelve of article five of the Constitution, which reads as follows:

“In Philadelphia there shall be established, for each thirty thousand inhabitants, one court, not of record, of police and civil causes, with jurisdiction not exceeding one hundred dollars; such courts shall be held by magistrates whose term of office shall be five years, and they shall be elected on general ticket by the qualified voters at large; and in the election of the said magistrates no voter shall vote for more than two-thirds of the number of persons to be elected when

more than one are to be chosen; they shall be compensated only by fixed salaries, to be paid by said county; and shall exercise such jurisdiction, civil and criminal, except as herein provided, as is now exercised by aldermen, subject to such changes, not involving an increase of civil jurisdiction or conferring political duties, as may be made by law. In Philadelphia the office of alderman is abolished," so as to read as follows:—

In Philadelphia there shall be established, for each thirty thousand inhabitants, one court, not of record, of police and civil causes, with jurisdiction not exceeding one hundred dollars; such courts shall be held by magistrates whose term of office shall be six years, and they shall be elected on general ticket at the municipal election, by the qualified voters at large; and in the election of the said magistrates no voter shall vote for more than two-thirds of the number of persons to be elected when more than one are to be chosen; they shall be compensated only by fixed salaries, to be paid by said county; and shall exercise such jurisdiction, civil and criminal, except as herein provided, as is now exercised by aldermen, subject to such changes, not involving an increase of civil jurisdiction or conferring political duties, as may be made by law. In Philadelphia the office of alderman is abolished.

Amendment Five—To Article Eight, Section Two.

Section 6. Amend section two of article eight, which reads as follows:—

"The general election shall be held annually on the Tuesday next following the first Monday of November, but the General Assembly may by law fix a different day, two-thirds of all the members of each House consenting thereto," so as to read:—

The general election shall be held biennially on the Tuesday next following the first Monday of November in each even-numbered year, but the General Assembly may by law fix a different day, two-thirds of all the members of each House consenting thereto: **Provided.** That such election shall always be held in an even-numbered year.

Amendment Six—To Article Eight, Section Three.

Section 7. Amend section three of article eight, which reads as follows:—

"All elections for city, ward, borough and township officers, for regular terms of service, shall be held on the third Tuesday of February," so as to read:—

All judges elected by the electors of the State at large may be elected at either a general or municipal election, as circumstances may require. All elections for judges of the courts for the several judicial districts; and for county, city, ward, borough, and town-

ship officers, for regular terms of service, shall be held on the municipal election day; namely, the Tuesday next following the first Monday of November in each odd-numbered year, but the General Assembly may by law fix a different day, two-thirds of all the members of each House consenting thereto: Provided, That such election shall always be held in an odd-numbered year.

Amendment Seven—To Article Eight, Section Fourteen.

Section 8. Amend section fourteen of article eight, which reads as follows:—

“District election boards shall consist of a judge and two inspectors, who shall be chosen annually by the citizens. Each elector shall have the right to vote for the judge and one inspector, and each inspector shall appoint one clerk. The first election board for any new district shall be selected, and vacancies in election boards filled, as shall be provided by law. Election officers shall be privileged from arrest upon days of election, and while engaged in making up and transmitting returns, except upon warrant of a court of record or judge thereof, for an election fraud, for felony, or for wanton breach of the peace. In cities they may claim exemption from jury duty during their terms of service,” so as to read:—

District election boards shall consist of a judge and two inspectors, who shall be chosen biennially by the citizens, at the municipal election; but the General Assembly may require said boards to be appointed in such manner as it may by law provide. Laws regulating the appointment of said boards may be enacted to apply to cities only: Provided, That such laws be uniform for cities of the same class. Each elector shall have the right to vote for the judge and one inspector, and each inspector shall appoint one clerk. The first election board for any new district shall be selected, and vacancies in election boards filled, as shall be provided by law. Election officers shall be privileged from arrest upon days of election, and while engaged in making up and transmitting returns, except upon warrant of a court of record, or judge thereof, for an election fraud, for felony, or for wanton breach of the peace. In cities they may claim exemption from jury duty during their terms of service.

Amendment Eight—To Article Twelve, Section One.

Section 9. Amend section one, article twelve, which reads as follows:—

“All officers, whose selection is not provided for in this Constitution, shall be elected or appointed as may be directed by law,” so as to read:—

All officers, whose selection is not provided for in this Constitution, shall be elected or appointed as may be directed by law: Provided, That elections of State officers shall be held on a general election day, and elections of local officers shall be held on a municipal election day, except when, in either case, special elections may be required to fill unexpired terms.

Amendment Nine—To Article Fourteen, Section Two.

Section 10. Amend section two of article fourteen, which reads as follows:—

“County officers shall be elected at the general elections and shall hold their offices for the term of three years, beginning on the first Monday of January next after their election, and until their successors shall be duly qualified; all vacancies not otherwise provided for, shall be filled in such manner as may be provided by law,” so as to read:—

County officers shall be elected at the municipal elections and shall hold their offices for the term of four years, beginning on the first Monday of January next after their election, and until their successors shall be duly qualified; all vacancies not otherwise provided for, shall be filled in such manner as may be provided by law.

Amendment Ten—To Article Fourteen, Section Seven.

Section 11. Amend section seven, article fourteen, which reads as follows:—

“Three county commissioners and three county auditors shall be elected in each county where such officers are chosen, in the year one thousand eight hundred and seventy-five and every third year thereafter; and in the election of said officers each qualified elector shall vote for no more than two persons, and the three persons having the highest number of votes shall be elected; any casual vacancy in the office of county commissioner or county auditor shall be filled, by the court of common pleas of the county in which such vacancy shall occur, by the appointment of an elector of the proper county who shall have voted for the commissioner or auditor whose place is to be filled,” so as to read:—

Three county commissioners and three county auditors shall be elected in each county where such officers are chosen, in the year one thousand nine hundred and eleven and every fourth year thereafter; and in the election of said officers each qualified elector shall vote for no more than two persons, and the three persons having the highest number of votes shall be elected; any casual vacancy in the office of county com-

missioner or county auditor shall be filled, by the court of common pleas of the county in which such vacancy shall occur, by the appointment of an elector of the proper county who shall have voted for the commissioner or auditor whose place is to be filled.

Schedule for the Amendments.

Section 12. That no inconvenience may arise from the changes in the Constitution of the Commonwealth, and in order to carry the same into complete operation, it is hereby declared, that—

In the case of officers elected by the people, all terms of office fixed by act of Assembly at an odd number of years shall each be lengthened one year, but the Legislature may change the length of the term, provided the terms for which such officers are elected shall always be for an even number of years.

The above extension of official terms shall not affect officers elected at the general election of one thousand nine hundred and eight; nor any city, ward, borough, township, or election division officers, whose terms of office, under existing law, end in the year one thousand nine hundred and ten.

In the year one thousand nine hundred and ten the municipal election shall be held on the third Tuesday of February, as heretofore; but all officers chosen at that election to an office the regular term of which is two years, and also all election officers and assessors chosen at that election, shall serve until the first Monday of December in the year one thousand nine hundred and eleven. All officers chosen at that election to offices the term of which is now four years, or is made four years by the operation of these amendments or this schedule, shall serve until the first Monday of December in the year one thousand nine hundred and thirteen. All justices of the peace, magistrates, and aldermen, chosen at that election, shall serve until the first Monday of December in the year one thousand nine hundred and fifteen. After the year nineteen hundred and ten, and until the Legislature shall otherwise provide, all terms of city, ward, borough, township, and election division officers shall begin on the first Monday of December in an odd-numbered year.

All city, ward, borough, and township officers holding office at the date of the approval of these amendments, whose terms of office may end in the year one thousand nine hundred and eleven, shall continue to hold their offices until the first Monday of December of that year.

All judges of the courts for the several judicial districts, and also all county officers, holding office at the

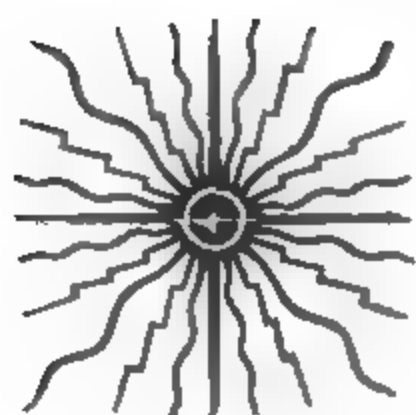
date of the approval of these amendments, whose terms of office may end in the year one thousand nine hundred and eleven, shall continue to hold their offices until the first Monday of January, one thousand nine hundred and twelve.

CERTIFICATE.

Office of the Secretary of the Commonwealth,
Harrisburg, June 14, 1907.

I certify that, in obedience to the directions of an act of the General Assembly of the Commonwealth of Pennsylvania, I have collated with, and corrected by, the original rolls on file in this office the proof sheets of the printed copies of this edition of the Laws and Resolutions of the General Assembly, passed during the session ending the sixteenth day of May, Anno Domini one thousand nine hundred and seven.

ROBERT McAFEE,
Secretary of the Commonwealth.



A PROCLAMATION BY THE GOVERNOR.

In the Name and by Authority of the
COMMONWEALTH OF PENNSYLVANIA.



EXECUTIVE DEPARTMENT.

A PROCLAMATION.

I, Edwin S. Stuart, Governor of the Commonwealth of Pennsylvania, have caused this proclamation to issue, and in compliance with the provisions of article four, section fifteen of the Constitution thereof, do hereby give notice, that I have filed in the office of the Secretary of the Commonwealth, with my objections thereto, the following bills passed by both houses of the General Assembly, viz:

House bill No. 480, entitled "An act providing for the collection of certain debts, permitting attachments thereto, and defining proceedings pertaining thereto before justices of the peace, and providing that no exemption of property shall be allowed or permitted against such attachments."

Senate bill No. 207, entitled "An act to regulate the practice of horseshoeing; creating a State Board of Examiners; and providing for the registration, examination, and licensing of horseshoers; and for the punishment for violation of the provisions thereof."

House bill No. 301, entitled "An act to protect the lives and limbs of persons employed in the anthracite coal mines of this Commonwealth, by prohibiting the employment of any miner to have charge of, as a miner, more than one breast, chamber or other working face in any anthracite coal mine, and providing a penalty for the violation thereof."

House bill No. 353, entitled "An act regulating the employment of minor children in or about any anthracite coal mine or colliery;

prohibiting the employment of any minor child under fourteen years of age in or around any anthracite colliery or breaker, or under the age of sixteen years inside workings of any anthracite coal mine; prohibiting the employment of any minor child, of any age, around any anthracite coal mine, colliery, or breaker, without an employment certificate; fixing the duties of common school and other school superintendents and officials as to the issuance of said employment certificates; declaring what said employment certificates shall contain; providing for the issuance of said certificates by the Department of Mines; making false swearing to any such certificate to be perjury, and punishable as such; providing that the failure of any employer of minor children to produce the certificate required by this act, upon demand, shall be prima facie evidence of illegal employment of said minor children; fixing the duty of truant or school attendance officers, as to the carrying out the provisions of this act; giving to the school officers, as herein provided for, the same power to administer oaths or affirmations as is now given to notaries public, in all matters connected with the proper enforcement of the provisions of this act; providing a penalty for any violation of the provisions of this act; repealing all acts or parts of acts in conflict with the provisions of this act."

House bill No. 429, entitled "An act to provide for the safety of persons employed in and about the anthracite coal mines of this Commonwealth, and to limit the hours of labor of hoisting-engineers employed at or about the same."

House bill No. 474, entitled "An act to legalize fishing for eels, suckers, carp, or other fish not designated by act of Assembly as game or food fish, in waters included within the survey of private property, by the owners or lessees thereof, or by their consent, at any time and by any method whatever."

House bill No. 557, entitled "An act to amend section twelve of an act, entitled 'An act to provide for the more effectual protection of the public health in the several municipalities of this Commonwealth,' approved the eighteenth day of June, Anno Domini one thousand eight hundred and ninety-five; providing that certificates of successful vaccination, or of previously having had small-pox, shall not be required in any locality in this Commonwealth when small-pox is not known to exist in the said locality."

House bill No. 300, entitled "An act to prohibit the employment at any work or labor, of any minor child under the age of sixteen years, in or around any anthracite coal mine or colliery, for more than eight hours a day; providing a method whereby the employers of labor may ascertain such age, and providing a penalty for non-compliance with the provisions of this act."

Senate bill No. 7, entitled "An act authorizing the acquisition and maintenance by the Commonwealth of Pennsylvania, in conjunction with the State of New Jersey, of toll-bridges across the Delaware river, and providing for free travel across the same."

Senate bill No. 77, entitled "An act to provide for the punishment of persons encouraging, causing or contributing to the delinquency of children."

Senate bill No. 364, entitled "An act making all bridges heretofore known as county bridges, now or hereafter erected over and across navigable rivers and other streams, State bridges; direct-

ing that such State bridges be repaired and maintained by the Commonwealth of Pennsylvania, under the supervision of the State Highway Department; and that the county commissioners of the several counties, where State bridges are located, shall be custodians of such bridges, under the supervision of the State Highway Department."

House bill No. 442, entitled "An act to provide for the payment of expenses of the sheriff, incident to the execution of writs against personal property, in counties having a population of one million or more."

House bill No. 618, entitled "An act providing for the proper certification of the costs of witnesses in all criminal cases, by the district attorneys of the respective counties or their assistants."

House bill No. 775, entitled "An act providing for the payment of all fines and penalties imposed for cruelty to children, by any alderman, magistrate or court of record, to any regularly incorporated society for the prevention of cruelty to children, bringing suit or prosecuting the charge."

House bill No. 834, entitled "An act requiring the Recorder of Deeds of each county to obtain the affidavit of mortgagees, assignees, and persons recording articles of agreement for the payment of money, stating their precise residences; forbidding the record of such papers until such affidavit is furnished; requiring a list thereof to be delivered to the officer charged with the assignment of State taxes, and punishing false swearing in making such affidavit."

Senate bill No. 31, entitled "An act to provide for the pensioning of soldiers, sailors, and marines who served in the Army or Navy of the United States, from Pennsylvania, in the Civil War of one thousand eight hundred and sixty-one; fixing the rate of said pensions, the manner of obtaining same, and making an appropriation for the payment thereof."

House bill No. 184, entitled "An act amending sections one, two, twenty-six, seventy, and seventy-one of an act, entitled 'An act providing for the examination, licensure, and registration of persons, firms, or corporations engaged or engaging in the business or work of plumbing or house drainage, and prescribing certain rules, regulations, and requirements for the construction of plumbing, house drainage, and cesspools, in cities of the second class, and imposing fines, penalties, and forfeitures for violation thereof,' approved the seventh day of June, Anno Domini one thousand nine hundred and one, and by extending the provisions of said act to all cities of the third class and boroughs of this Commonwealth."

House bill No. 354, entitled "An act amending section seven of an act, entitled 'An act to provide for the health and safety of persons employed in and about the anthracite coal mines of Pennsylvania, and for the protection and preservation of property connected therewith,' approved May third, Anno Domini one thousand nine hundred and five, by providing for additional inspectors therein."

House bill No. 649, entitled "A supplement to an act, entitled 'An act creating a Bureau of Health in the Department of Public Safety in cities of the second class; defining the powers and duties thereof and the officers thereunder; prescribing rules, regulations and laws respecting the public health, and authorizing and imposing fines,

penalties and punishments for violations thereof,' approved June twenty-six, one thousand eight hundred and ninety-five, and to a supplement thereto, approved March twenty-fifth, Anno Domini one thousand nine hundred and three; and providing for the vacation or destruction of buildings dangerous to the public health; authorizing and imposing fines, penalties, punishments, and remedies for violations of the provisions of this act, and providing method of appeal."

House bill No. 431, entitled "An act authorizing counties of the Commonwealth of Pennsylvania to purchase, maintain, use, and condemn bridges, erected and in use, over rivers and streams separating or dividing any part or district of such counties, and providing for the payment of one-half of the cost of such purchase by the Commonwealth of Pennsylvania, and providing the manner in which compensation shall be made."

House bill No. 350, entitled "An act making all persons holding mine-foremen certificates, under the law relating to the anthracite coal mines of the Commonwealth, eligible to be a candidate for the office of mine inspector in said anthracite coal districts."

House bill No. 1120, entitled "An act for the relief of the estate of Alexander Wishart, deceased; providing for its reimbursement for moneys expended in maintaining Company K, Eighth Regiment, Pennsylvania Reserve Volunteer Corps, in the year one thousand eight hundred and sixty-one, and making an appropriation therefor."

House bill No. 518, entitled "An act supplemental to an act, entitled 'An act creating a Department of Health, and defining its powers and duties, approved the twenty-seventh day of April, Anno Domini eighteen hundred and ninety-five; and providing method of installation of sewage systems in boroughs, and for the cost thereof."

House bill No. 580, entitled "A joint resolution to provide for the participation of the State of Pennsylvania in the Alaska-Yukon-Pacific Exposition, to be held at Seattle, State of Washington, in the year one thousand nine hundred and nine; and providing for the appointment of a commission, and making an appropriation to defray the expenses of the same."

Senate bill No. 28, entitled "An act fixing the compensation of members of the General Assembly, and regulating the payment thereof."

House bill No. 351, entitled "An act to amend the sixth section of an act, entitled 'An act dividing the cities of this State into three classes, regulating the passage of ordinances, providing for contracts for supplies and work for such cities, authorizing the increase of indebtedness, and the creation of a sinking fund to redeem the same, defining and punishing certain offenses in all of said cities, and providing for the incorporation and government of cities of the third class,' approved the twenty-third day of May, Anno Domini eighteen hundred and seventy-four; providing that it shall be lawful for the councils of any city to pass ordinances defining the competency of workmen or laborers engaged in work for such city, under said contracts, and prescribing the minimum wages to be paid and the maximum hours of employment of workmen or laborers so engaged, and validating such existing ordinances."

House bill No. 450, entitled "An act to amend section twenty of

an act to 'provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania by means of certificates of births and deaths and burial or removal permits; requiring prompt returns to the Central Bureau of Vital Statistics at the capital of the State, as required to be established by the State Board of Health; and to insure the thorough organization and efficiency of the registration of vital statistics throughout the State, as provided in section seven of 'An act to establish a State Board of Health for the better protection of life and health, and to prevent the spread of contagious and infectious diseases in this Commonwealth,' approved June third, eighteen hundred and eighty-five; and making an appropriation for establishing and maintaining such a bureau, and providing certain penalties,' which was approved the first day of May, Anno Domini one thousand nine hundred and five; so as to provide for the payment, by the State Treasurer, of the fees of local registrars, and making an appropriation for the same.'

House bill No. 661, entitled "An act making an appropriation for the relief of Leroy B. Delmar, late third sergeant, Company I, Eighteenth Regiment Infantry, National Guard of Pennsylvania."

House bill No. 1114, entitled "An act requiring the State Superintendent to appoint a committee of five active schoolmen to plan and arrange in detail, a course of study for the public schools of the State, and making an appropriation to meet the expenses of the same."

House bill No. 1116, entitled "An act to provide free wharfage for steamers and boats belonging to the State of Pennsylvania, and making an appropriation for the purchase of land, and also providing for the management thereof."

House bill No. 1117, entitled "An act directing the Water Supply Commission of Pennsylvania to investigate the causes of and damage done by floods, and the best means for preventing the same, in the principal rivers of the Commonwealth of Pennsylvania; and making an appropriation for the expenses incurred thereby; directing the said Commission to report recommendations to the Legislature of nineteen hundred and nine remedying the same."

House bill No. 413, entitled "An act relative to the settlement of a certain military claim due Edward Monahan, a Pennsylvania soldier, and making an appropriation therefor."

House bill No. 629, entitled "An act to amend an act, entitled 'An act to amend section one of an act, entitled 'An act for the annexation of any city, borough, township, or part of a township, to a contiguous city, and providing for the indebtedness of the same,' approved the twenty-eighth day of April, Anno Domini one thousand nine hundred and three, providing for percentage of petitioners,' approved the nineteenth day of April, Anno Domini one thousand nine hundred and five; by providing that in all cases where the territory desired or proposed to be annexed to any contiguous city contains less than two hundred and fifty inhabitants, the said act shall not apply.'"

House bill No. 1077, entitled "An act making an appropriation to Charles H. Knelly, for lumber used and destroyed by the Twelfth Regiment of the National Guard of Pennsylvania during the autumn of one thousand eight hundred and ninety-seven, at Hazleton, Pennsylvania."

House bill No. 314, entitled "An act amending clause sixteen of section one of an act, entitled 'An act to regulate the publication, binding and distribution of the public documents of this Commonwealth,' approved the seventeenth day of April, one thousand nine hundred and five, by providing for an increased edition of Smull's Legislative Hand Book, and regulating the distribution thereof."

House bill No. 326, entitled "An act to amend an act, entitled 'An act authorizing the Superintendent of Public Instruction to place in each public school of this Commonwealth one copy of Smull's Legislative Hand Book following each decennial census, and biennially one copy of the School Laws and Decisions, and providing for the same,' approved the twenty-ninth day of April, Anno Domini one thousand eight hundred and ninety-seven, by requiring the Superintendent of Public Instruction to place in each public school in this Commonwealth a copy of Smull's Legislative Hand Book, during the year one thousand nine hundred and seven, and quadrennially thereafter."

House bill No. 362, entitled "An act to amend an act, entitled 'An act providing for the election and appointment of road supervisors in the several townships of the second class of this Commonwealth; defining their duties; authorizing them to make, repair, and maintain roads and bridges, let contracts for the same, levy and collect taxes, employ labor, divide townships into districts, appoint road masters and treasurer, purchase road-making implements and machines; prescribing penalties for violation of this act; and requiring the supervisors to report to township auditors and to the State Highway Commissioner, from time to time, and for the payment of a percentage of road tax to townships that abolish the work tax; and for the repeal of all laws, general, local, or special, inconsistent herewith or supplied hereby,' approved the twelfth day of April, Anno Domini one thousand nine hundred and five; providing for the appointment of one person as Secretary and Treasurer, and fixing his compensation; providing for the payment of road tax in cash, and for the payment to the townships by the State of fifty per centum of the amount of road tax collected in said townships; providing for the withholding of the warrant due any township if the money is not properly expended; specifying the duties of road masters and supervisors; prescribing the method of collecting the road tax; providing that supervisors shall receive payment for their services; requiring clerks of courts to make annual report of the names of township supervisors and commissioners; to abolish the office of township clerk; and making an appropriation to carry out the provisions of this act."

House bill No. 574, entitled "An act to amend sections five and thirteen of an act entitled 'An act to regulate nomination and election expenses, and to require accounts of nomination and election expenses to be filed, and providing penalties for the violation of this act,' approved March fifth, Anno Domini one thousand nine hundred and six (Pamphlet Laws, seventy-eight), so as to exclude from the provisions of said act candidates for nomination and election to township offices in townships not of the first class, and candidates for nomination and election to borough offices in boroughs of less than three thousand inhabitants."

Senate bill No. 596, entitled "An act making an appropriation to the Thomas Institute of Pittsburg, Pennsylvania."

Senate bill No. 647, entitled "An act to fix the salaries or compensation of the several State officers of this Commonwealth; the number and salaries or compensation of the several officers and employes to be employed in the several State departments, boards, and commissions; and fixing the number, salaries or compensation, mileage and duties of the officers and employes of the General Assembly; and providing for their election or appointment and the manner of filling vacancies."

Senate bill No. 581, entitled "An act to provide for the selection of a site and the erection of a State Hospital, for the treatment and care of insane persons, to be called the Western State Hospital for the Insane, and making an appropriation therefor."

Senate bill No. 500, entitled "An act making an appropriation to the Bucks County Historical Society."

Senate bill No. 330, entitled "An act authorizing the appointment of a commission for the erection of a monument to John Morton, signer of the Declaration of Independence, at Chester, and making an appropriation therefor."

Senate bill No. 331, entitled "An act authorizing the appointment of a commission for the erection of a monument to James Wilson, signer of the Declaration of Independence, at Philadelphia, and making an appropriation therefor."

Senate bill No. 162, entitled "An act making an appropriation for the erection of a suitable monument to the memory of Brevet Major General John W. Geary."

Senate bill No. 496, entitled "An act making an appropriation for the erection of a suitable monument in Lincoln Park, in the borough of Milton, Northumberland county, to the memory of ex-Governor James Pollock."

House bill No. 1101, entitled "An act making an appropriation to the Wyoming Historical and Geological Society of Wilkes-Barre, Pennsylvania."

House bill No. 1058, entitled "An act appropriating ten thousand dollars, or so much thereof as may be necessary, for the erection of a suitable monument in memory of Major General Arthur Saint Clair, in the borough of Ligonier."

House bill No. 844, entitled "An act to provide for the erection of a statue of the late Governor Andrew G. Curtin, on the Capitol Grounds at Harrisburg, and making an appropriation therefor."

House bill No. 932, entitled "An act providing for the erection of a monument to the memory of 'Molly Pitcher,' the heroine of Monmouth, in the old graveyard at Carlisle, and making an appropriation therefor."

House bill No. 961, entitled "An act making an appropriation to the Samuel Meredith Monumental Association, for the purpose of completing a monument to the memory of General Samuel Meredith, first Treasurer of the United States under the Constitution."

House bill No. 1079, entitled "An act providing for the erection of a monument in the borough of Wrightsville, Pennsylvania, to mark the most eastern point reached by the Confederate Army during the Civil War."

House bill No. 1125, entitled "An act providing for the erection of a monument in honor of Colonel Henry Boquet and his army at the battle of Bushy Run, and making an appropriation therefor."

House bill No. 1143, entitled "An act making an appropriation for the erection of a suitable statue to the memory of Thomas McKean, President of the Continental Congress, signer of the Declaration of Independence, first Chief Justice, and thrice Governor of the Commonwealth, at Bradford, McKean county, and providing for the appointment of a commission for said purpose."

House bill No. 912, entitled "An act making an appropriation to the trustees of Kittanning Academy."

Senate bill No. 391, entitled "An act making an appropriation to the Phoenixville Hospital, at Phoenixville, Pennsylvania."

Senate bill No. 392, entitled "An act making an appropriation to the Chester County Hospital."

Senate bill No. 408, entitled "An act making an appropriation to the St. Luke's Hospital, of South Bethlehem, Lehigh county, Pennsylvania."

Given under my hand and the Great Seal of the State,
at the city of Harrisburg, this fourteenth day of
(Great Seal.) June, in the year of our Lord one thousand nine
hundred and seven, and of the Commonwealth the
one hundred and thirty-first.

EDWIN S. STUART.

By the Governor:

ROBERT McAFEE,
Secretary of the Commonwealth.

Filed in the office of the Secretary of the Commonwealth, on the fourteenth day of June, A. D. 1907.

LEWIS E. BEITLER,
Deputy Secretary of the Commonwealth.

ACTS OF ASSEMBLY REPEALED.

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Beaver and Bradford counties —Section six of the act, entitled “An act for the relief of Mary Lambrite, widow of a revolutionary soldier, relating to the poorhouse of Beaver county, and to licensing billiard-rooms, et cetera, in Bradford county,” approved the third day of April, Anno Domini one thousand eight hundred and fifty-two,	246
Beaver and Washington counties —“An act relative to roads in Washington and Beaver counties,” approved the twenty-eighth day of February, Anno Domini one thousand eight hundred and sixty-nine,	226
Bedford and Carbon Counties —Section one of the act, entitled “An act extending the provisions of an act relative to billiard-rooms in Bedford county to Carbon county,” approved the fifth day of April, Anno Domini one thousand eight hundred and sixty-two,	246
Blair county —An act to repeal part of section three of an act, entitled “An act attaching certain farms to the township of Frankstown, in Blair county, for school purposes,” approved the third day of April, Anno Domini one thousand eight hundred and sixty-three,	374
Clearfield county —“An act to authorize the election of district treasurers in Clearfield county,” approved the ninth day of April, Anno Domini one thousand eight hundred and seventy-two, and an act, entitled “A supplement to an act, entitled ‘An act to authorize the election of district treasurers in the county of Clearfield, approved the ninth day of April, Anno Domini one thousand eight hundred and seventy-two, and approved the twenty-seventh day of February, Anno Domini one thousand eight hundred and seventy-three, and an act, entitled “A further supplement to the act relating to district treasurers in Clearfield county,” approved the twenty-seventh day of March, Anno Domini one thousand eight hundred and seventy-three,	99
Clearfield and Luzerne counties —“An act to regulate the fees of the county treasurers of Luzerne and Clearfield counties,” approved the eleventh day of April, Anno Domini one thousand eight hundred and sixty-six,	14
Crawford county —An act repealing an act, approved the second day of March, one thousand eight hundred and fifty-four, entitled “An act concerning roads and highways in the county of Crawford,”	49
Dauphin county —An act to repeal section two of an act, entitled “An act to regulate compensation of certain county officers in the county of Dauphin,” approved April third, one thousand eight hundred and seventy-three,	118
Dauphin county —“An act defining the pay of certain officers in Dauphin county,” approved February second, one thousand eight hundred and sixty-five,	158
Fayette, Northumberland, Washington and Westmoreland counties —“An act act to regulate fences, and to appoint appraisers in each township, in the counties of Bedford, Northumberland, Westmoreland, Washington, and Fayette, and to encourage the raising of swine,”	

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passed the twenty-seventh day of March, Anno Domini one thousand seven hundred and eighty-four,	14
Jefferson county—"A supplement to an act, entitled 'An act to reduce the expenses of collecting State and county taxes in Venango county,' " and which extended the original act to Jefferson county, approved the eighteenth day of February, Anno Domini one thousand eight hundred and fifty-seven (Pamphlet Laws, fifty-three),	159
Lancaster county—"An act to change the time and manner of electing school-directors in the city of Lancaster, and to define the qualifications of voters for the same," approved the sixteenth day of March, Anno Domini one thousand eight hundred and sixty-eight,	199
Lancaster and Monroe counties—Section one of the act, entitled "An act to extend the provisions of a certain act to Monroe and Lancaster counties," approved the twenty-second day of March, Anno Domini one thousand eight hundred and sixty,	246
Lawrence county—"An act relative to the pay of auditors and supervisors in certain townships in the county of Lawrence," approved the second day of April, Anno Domini one thousand eight hundred seventy,	92
Luzerne county—An act to repeal the proviso contained in the fifth section of an act, entitled "An act to incorporate the Wilkes-Barre Savings Bank," approved the twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy, which proviso restricts the number of directors to nine,	129
Mercer county—"An act relative to hawking and peddling in the county of Mercer," approved the thirteenth day of April, Anno Domini one thousand eight hundred and sixty-nine,	383
Northampton county—"An act to increase the pay of the Directors of the Poor and House of Employment for the county of Northampton," approved the first day of April, Anno Domini one thousand eight hundred and sixty-eight,	529
Northumberland county—"An act to regulate the fees of the county treasurer of Northumberland county," approved the twentieth day of February, Anno Domini one thousand eight hundred and sixty-seven,	292
Venango county—An act to repeal the first section of an act, entitled "An act relative to fees of justices of the peace and constables in the county of Venango," approved the eleventh day of March, Anno Domini one thousand eight hundred and seventy,	201
Warren county—An act to repeal so much of section one of an act declaring Spring Creek, in Warren county, from its mouth to a point where the road leading from Franklin, through Warren county, in a direction to Chautauqua Lake, crosses the same public highways, and for improving the navigation in said stream, passed the twenty-third day of January, one thousand eight hundred and thirty; and so much of an act declaring the main branch of the stream called Spring Creek, in the county of Warren, from the mouth of said stream to where the same crosses the Crawford county line, a public highway, and the southern branch of said stream a public highway, from the mouth of said southern branch until where the same crosses the Titusville Road, in Warren county, passed the eighth day of April, one thousand eight hundred and forty-six; and so much of section three of an act declaring Spring Creek, in Warren county,	

to be a public highway for the distance of seven miles from its mouth, passed the fifteenth day of February, one thousand eight hundred and thirty-two,	224
"An act authorizing and empowering parties to contracts, in which advances of money, repayable on demand, are made upon warehouse receipts, bills of lading, certificates of stock, certificates of deposit, bills of exchange, bonds, or other negotiable instruments, pledged as collateral security for such repayment to an amount not less than five thousand dollars, to receive, or to contract to receive, in writing, and collect as compensation, any sum to be agreed upon," approved the sixth day of March, Anno Domini one thousand nine hundred and three,	7
"An act to establish county associations of school-directors," approved the twenty-first day of April, Anno Domini one thousand nine hundred and three, and the act, entitled "An act to amend sections one and two of an act, entitled 'An act to establish county associations of school-directors,' approved the twenty-first day of April, Anno Domini one thousand nine hundred and three," approved the tenth day of April, Anno Domini one thousand nine hundred and five, be and the same are hereby repealed,	27
"An act to classify the species of fish in such parts of boundary lakes, of more than five thousand acres, as this Commonwealth has jurisdiction over, and in the water of any peninsula or in any bay adjacent to or connected with such lakes; to declare which fish are game fish, which fish are food fish, and which are minnows, or bait fish; to protect and provide for the maintenance and increase of fish in such lakes; to regulate and provide for the payment of license fees for the catching of fish from such boundary lakes; and to provide penalties and punishments for any violations of any of the provisions of this act, and to repeal all acts inconsistent herewith," approved the twenty-second day of April, Anno Domini one thousand nine hundred and five,	50
"An act for the regulation of apprentices within this Province," passed September twenty-ninth, one thousand seven hundred and seventy,..	93
"An act to authorize civil actions for the recovery of damages arising from newspaper publications negligently made; defining the character of such damages; and requiring every newspaper published in this Commonwealth to print, in a conspicuous place in each issue, the names of the owners, proprietors or publishers, and the managing editors of the same; and making a violation of this act a misdemeanor, and fixing a penalty therefor," approved the twelfth day of May, Anno Domini one thousand nine hundred and three,	124
An act to repeal section four of an act, entitled "An act relative to county auditors, and for other purposes," approved April ninth, one thousand eight hundred and forty,	173
An act to repeal an act empowering the courts of common pleas of this Commonwealth to authorize school directors to borrow money, approved April twenty-first, Anno Domini one thousand eight hundred and seventy-one, and validating bonds issued in non-compliance with said act,	195
"An act relating to the boundaries of cities of the third class," approved the sixteenth day of May, Anno Domini one thousand eight hundred and ninety-one,	271

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An act to amend an act, entitled "An act to authorize and require the county commissioners of the several countles of this Commonwealth to furnish supplies and fuel for certain county officers," approved the twenty-fifth day of April, Anno Domini one thousand eight hundred and eighty-nine (Pamphlet Laws, fifty-two); so as to include certain additional articles of supply, and to repeal the act of June eighteenth, one thousand eight hundred and ninety-five,	303
An act to repeal the first section of an act, entitled "An act relating to railroad companies and common carriers, defining their liability, authorizing them to provide means of indemnity against loss of life and personal injury," approved April four, eighteen hundred and sixty-eight,	522
The act of Assembly, approved July eighteenth, one thousand nine hundred and one, entitled "An act making an appropriation for the erection of a monument or memorial structure on the Battlefield of Gettysburg, in memory of the volunteer soldiers, sailors, and marines from Pennsylvania, who participated in the late Civil War, one thousand eight hundred and sixty-one to one thousand eight hundred and sixty-five," be and the same is hereby repealed,	635

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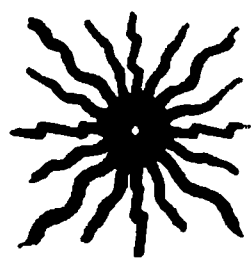
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